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[Grant Applications]

AMENDING PART I, CHAPTER 10 OF THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTION 10.170, WHICH ESTABLISHES THE PROCEDURES USED BY THE BOARD OF SUPERVISORS IN CONSIDERING AND APPROVING APPLICATIONS FOR GRANTS BY CITY OFFICERS, EMPLOYEES, BOARDS OR COMMISSIONS, BY REQUIRING THAT ALL RESOLUTIONS AUTHORIZING APPLICATIONS FOR GRANTS BE ACCOMPANIED BY A COMPLETED "DISABILITY ACCESS CHECKLIST FOR GRANT APPLICANTS".

Note: Additions and substitutions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part I, Chapter 10 of the San Francisco Administrative Code is hereby amended by amending Section 10.170 thereof, to read as follows:

SEC. 10.170. LIMITATIONS UPON APPLICATION FOR OR RECEIPT OF GRANT. Except as set forth herein or in some other section of this Code, applications for federal, state or other grants involving any project or program shall be filed or authorized by officers, employees, boards or commissions following the approval by resolution of the Board of Supervisors of the filing of the application, as recommended by the Mayor. The request for approval of the submission of a grant application shall be processed in the following manner:

1. A proposed resolution may be submitted following the obtaining of signatures of the Department Head and of the Mayor (and in the case of "accept and expend" resolutions the approval of the Controller's Grants Division). The signed resolution then shall be brought to the Office of the Board of Supervisors, introduced, referred to the appropriate Committee, submitted for review by the budget analyst, and processed as resolutions are normally processed.

2. In the alternative, when time is of the essence and a Department head knows that the normal procedures will not result in the timely approval of a resolution authorizing the Department to file an application for funding, the following expedited process may be utilized. A Department shall submit the required material to the Clerk of the Board's Office by noon on Monday, or the succeeding business day if Monday is a holiday, 14 days before the Board's approval of the needed resolution is required. Departments using the expedited process shall submit the following:

A. A cover letter requesting the expedited process, substantially identical to a standard cover letter as specified by the Clerk of the Board.

B. A proposed resolution approving the grant application, which is signed by the Department Head and the Mayor's Office, and which shall authorize only an application for a grant.

C. A completed "Grant Application Information Form," on a form to be provided by the Clerk of the Board.

Five copies of the three documents shall be submitted to the Clerk's Office: an original, one for the Board file, one for the committee clerk, one for the Budget Analyst, and one for the Legislative Policy Staff.

The Clerk of the Board will then ensure that the resolution is introduced at the Board meeting the week after the weekly Monday deadline (or at the next scheduled meeting if the meeting the week after the weekly Monday deadline is cancelled), and calendared for the Finance Committee at its meeting the week of the introduction

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(or at the next scheduled meeting if the meeting the week of the introduction is cancelled). The Clerk of the Board shall issue appropriate instructions to City Departments to ensure the provisions of this resolution with respect to the expedited grant process are observed.

Every officer, employee, board or commission submitting a grant application under this section, whether under the process set forth in subsection 1 or the process set forth in subsection 2 of this section, shall complete ~~the~~ a "Disability Access Checklist for Grant Applicants" ("Checklist") ~~set forth as Appendix A below.~~ as approved by resolution of the Board of Supervisors. If the process set forth in subsection 1 of this section is utilized, the completed Checklist shall be submitted for review by the Board of Supervisors in conjunction with the proposed resolution approving the grant application. Under the expedited process set forth in subsection 2 of this section, the completed Checklist shall be submitted with the documents listed in subsection 2, parts A, B and C of this section, and five copies of the completed Checklist shall be submitted to the Clerk's Office. The Checklist forms shall be available from the Clerk of the Board. Proposed resolutions that are submitted without a completed Checklist will not be considered by the Board of Supervisors. The Mayor or his or her designee shall, no later than June 1 of each year, review the Checklist and recommend to the Board of Supervisors any revisions necessary to improve its effectiveness.

Every officer, employee, board or commission submitting a grant application for Board review shall also notify the Capital Improvement Advisory Committee of the City, as soon as possible, of the grant proposal if it includes any capital projects. The receipt and expenditure of grant funds applied for shall not be approved or authorized by the Board of Supervisors unless the Controller has

7/17/91 jlb 9
7/17/91 jlb 10

certified that appropriate indirect costs are included in the grant budget. Nothing contained herein shall be construed to limit the action of officers, boards or commissions or their authorized representatives in the preliminary development and preparation of the application and related documents. The provisions of this section shall not be applicable to applications authorized by Resolution No. 318-71 for federal or state grants for sewage treatment works; provided, however, that the Director of Public Works shall forthwith notify the Mayor of the filing of such application or the receipt of any such grant. The provisions of this section shall not be applicable to applications for funds from the San Francisco County Transportation Authority. Every grant application shall contain provisions for the reimbursement of all allowable administrative expenses (indirect costs) incurred by the City and County in services necessary for the performance of the project or program.

Every department or office shall establish rates for such indirect costs, which shall be fixed in accordance with a directive of and approved by the Controller. Said rates shall be the basis for determining indirect costs to be reimbursed to the City and County of San Francisco from grant proceeds. The grant budget shall indicate said rates for reimbursement of indirect costs and these rates shall also be included in the authorizing resolution. The indirect costs shall be included both in the resolution to apply for, and in the resolution to accept and expend grant funds. If indirect costs are not allowed by the funding agency, or if there are other reasons why indirect costs cannot be included in the budget, these reasons shall be noted in the authorizing resolution. The Board may waive the requirement that indirect costs must be included. If the authorizing resolution for the grant application

does not include rates for reimbursement of indirect costs or reasons why said rates cannot be included in the application, the authorizing resolution shall be returned by the Clerk to the department or office without reference to committee.

Every department or office submitting to the Board of Supervisors a budget for grants received from public funds shall conform to proposed budgets recommended by the Mayor and approved by the Board. In making actual line item expenditures from such an approved budget, the department or office may reallocate or transfer funds within the total approved budget amount; provided, that when any line item is modified or increased by more than 15 percent copies of any modification or increase documents which are transmitted to federal or state agencies shall be transmitted also to the Finance Committee.

The budget approved by the Board of Supervisors shall be contained in the authorizing resolution or set forth in the Board of Supervisors' file therefor.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: Deputy City Attorney

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
July 22, 1991	§	July 29, 1991
Ayes: Supervisors Achtenberg Alioto Britt Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward	§	Ayes: Supervisors Achtenberg Alioto Britt Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

Clerk

File No. 97-91-16.2

AUG 0 6 1991
Date Approved

Mayor

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AUG 1 9 1991

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7/17/91 - As amended in Committee.

FILE NO. 118-90-8 ORDINANCE NO. 302-91

(Fees - Video Display Terminals Variances and Exemptions)

AMENDING PART II, CHAPTER 5 (HEALTH CODE) OF THE SAN FRANCISCO MUNICIPAL CODE BY ADDING SECTION 1310 THERETO PROVIDING FOR APPLICATION FEES FOR VARIANCES AND EXEMPTIONS FROM THE REQUIREMENTS OF THE VIDEO DISPLAY TERMINALS WORKER SAFETY ORDINANCE.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter 5 (Health Code) of the San Francisco Municipal Code is hereby amended by adding Section 1310 thereto to read as follows:

NOTE: Additions are not underlined; section is new.

SEC. 1310. FEES. (a) VDT Variance or Exemption Application Fee. Applicants for a variance or an exemption from the requirements of the video display terminals ordinance shall pay a filing fee of ~~$225.00~~ $175.00 to the Department of Public Health.

(b) Variance or Exemption Appeal Fee. Applicants on appeal of a variance or exemption decision from the requirements of the video display terminals ordinance shall pay a filing fee of ~~$225.00~~ $175.00 to the Department of Public Health.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By: _____
Deputy City Attorney

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
July 22, 1991	§	July 29, 1991
Ayes: Supervisors Achtenberg Alioto Britt Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward	§	Ayes: Supervisors Achtenberg Alioto Britt Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

_____
Clerk

File No.
118-90-8

AUG 0 6 1991
Date Approved

_____
Mayor

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AUG 1 9 1991

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As amended 7/31/91

CITY AND COUNTY OF SAN FRANCISCO

CONSOLIDATED BUDGET

AND

ANNUAL APPROPRIATION ORDINANCE

FISCAL YEAR ENDING JUNE 30, 1992

File No. 101-91-2 Ordinance No. 303-91

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
July 31, 1991	August 5, 1991
Ayes: Supervisors Achtenberg Hsieh Gonzalez Hallinan Kennedy Maher Shelley Ward	Ayes: Supervisors Achtenberg Gonzalez Hallinan Hsieh Kennedy Maher Shelley Ward
Noes: Supervisors Alioto Britt Migden	Noes: Supervisors Alioto Migden
	Absent: Supervisor Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 101-91-2

AUG 0 6 1991

Date Approved

Mayor

AUG 1 9 1991

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7/17/91 - As amended in Committee.

ORIGINAL

CITY AN COUNTY OF SAN FRANCISCO

ANNUAL SALARY ORDINANCE

FISCAL YEAR ENDING JUNE 30, 1992

FILE NO. 102-91-2 ORDINANCE NO. 304-91

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
July 31, 1991	§	August 5, 1991
	§	
	§	
Ayes: Supervisors Achtenberg Hsieh Gonzalez Hallinan Kennedy Maher Shelley Ward	§	Ayes: Supervisors Achtenberg Gonzalez Hallinan Hsieh Kennedy Maher Shelley Ward
	§	
Noes: Supervisors Alioto Britt Migden	§	Noes: Supervisors Alioto Migden
	§	
	§	
	§	Absent: Supervisor Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

Clerk

File No. 102-91-2

AUG 0 6 1991
Date Approved

Mayor

AUG 1 9 1991

FILE NO. 127-91-8 ORDINANCE NO. 305-91

[Parking Tax Surcharge]

INCREASING THE PARKING TAX SURCHARGE FROM FIVE PERCENTUM TO TEN PERCENTUM EFFECTIVE AUGUST 1, 1991; AMENDING PART III, ARTICLE 9 OF THE SAN FRANCISCO MUNICIPAL CODE BY REPEALING SECTION 602.5-1 THEREOF; EFFECTIVE DATE.

Note: Additions or substitutions are <u>underlined</u>; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Notwithstanding any other provision of law, commencing August 1, 1991, all deferments of the parking tax surcharge are hereby eliminated and the said parking tax surcharge is hereby imposed at the full ten percentum (10%) provided by "Proposition R" on the June 3, 1980 ballot.

Section 2. Article 9 of Part III of the San Francisco Municipal Code is hereby amended by repealing Section 602.5-1 thereof to read as follows:

((SEC. 602.5-1 <u>Deferral of Effective Date of Surcharge</u>. The effective date of the ten percentum (10%) parking tax surcharge, which as "Proposition R" on the June 3, 1980 ballot was passed by a 58.37 percent majority of votes cast, and was deferred by Ordinance No. 350-80 from July 1, 1980 to January 1, 1981, and by Ordinance No. 38-81 from January 1, 1981 to July 1, 1981, and by Ordinance NO. 402-81 from July 1, 1981 to January 1, 1982, and by Ordinance No. 614-81 from January 1, 1982 to July 1, 1982, and by Ordinance No. 287-82 from July 1, 1982 to December 31, 1982 and was deferred until the date of this ordinance when the Mayor recommended and the Board approved that the deferral be lifted to the extent of five percentum (5%).

Provided, however, that the five percentum (5%) parking tax surcharge shall go into effect on March 1, 1986.))

Section 3. The Board of Supervisors declares that by this ordinance, it intends that under Article 9 of Part III of the San Francisco Municipal Code the total amount of tax for the rent of occupancy of parking space in a parking station shall be 25 percent, including both the 15 percent tax under Section 602 and the 10 percent surcharge under Section 602.5.

Section 4. Operative Date. This ordinance shall become effective upon passage, as provided in Section 2.304 of the Charter, except that the increased taxes provided for herein shall become operative on August 1,1991 and shall not apply prior to said date.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By: _____
JOHN J. DOHERTY
Deputy City Attorney

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
July 22, 1991	§	July 29, 1991
	§	
	§	
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Kennedy Shelley Ward	§	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Kennedy Shelley Ward
	§	
Noes: Supervisors Britt Hsieh Maher Migden	§	Noes: Supervisors Britt Hsieh Maher Migden

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
127-91-8

JUL 31 1991
Date Approved

Mayor

FILE NO. 84-91-1 ORDINANCE NO. 302-91

(Project Lease)

APPROVING AND AUTHORIZING THE EXECUTION AND DELIVERY OF A FACILITIES LEASE, A PROPERTY PURCHASE AGREEMENT, A PURCHASE AND SALE ASSIGNMENT, A TRUST AGREEMENT, AN ASSIGNMENT AGREEMENT AND A PURCHASE CONTRACT IN CONNECTION WITH THE CITY AND COUNTY OF SAN FRANCISCO CERTIFICATES OF PARTICIPATION (25 VAN NESS AVENUE PROJECT); AUTHORIZING THE CHIEF ADMINISTRATIVE OFFICER TO FIX RENTS TO BE CHARGED TO PUBLIC OFFICES AND PRIVATE TENANTS AND TO SUBMIT BUDGETS FOR APPROVAL; AUTHORIZING AND RATIFYING EXECUTION OF DOCUMENTS REASONABLY NECESSARY FOR THE ISSUANCE, SALE AND DELIVERY OF THE CERTIFICATES OF PARTICIPATION; AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1, ALL IN CONNECTION WITH THE PROJECT.

WHEREAS, The City and County of San Francisco is a political subdivision of the State of California duly organized and existing under and pursuant to the Constitution and laws of the State of California (the "City"); and

WHEREAS, The City proposes to arrange for the purchase of the Property (as that term is hereinafter defined) pursuant to a Purchase and Sale Agreement and Escrow Instructions for 25 Van Ness Avenue (the "Property Purchase Agreement") by and between the City and New West Federal Savings and Loan Association and to thereafter assign its interest in the Property Purchase Agreement to the Lessor (as that term is hereinafter defined) pursuant to an Assignment of Purchase and Sale Agreement (the "Purchase and Sale Assignment"); and

WHEREAS, The City proposes to lease from Security Pacific National Bank as lessor (the "Lessor") certain real property located in the City and County of San Francisco (the "Property") described in Exhibit A to the Facilities Lease dated as of September 1, 1991 (the "Facilities Lease"), by and between the City and the Lessor; and

///

WHEREAS, Under and pursuant to the Facilities Lease, the City will be obligated to make certain lease payments to the Lessor for the lease of the Property to the City; and

WHEREAS, The Lessor proposes to assign without recourse all its rights to receive the lease payments scheduled to be paid by the City under the Facilities Lease to Security Pacific National Bank as assignee (the "Assignee") under that certain Assignment Agreement dated as of September 1, 1991 (the "Assignment Agreement"), by and between the Lessor and the Assignee and as trustee under that certain Trust Agreement (the "Trust Agreement") dated as of September 1, 1991, by and between the City and Security Pacific National Bank as trustee (the "Trustee"); and

WHEREAS, In consideration of such assignment and the execution and entering into the Trust Agreement, the Trustee will agree to execute and deliver certificates of participation (the "Certificates"), each representing a fractional undivided interest in the lease payments; and

WHEREAS, All acts, conditions and things required by the Constitution and laws of the State of California to exist, to have happened and to have been performed precedent to and in connection with the consummation of the financing authorized hereby do exist, have happened and have been performed in regular and due time, form and matter as required by law, and the City is now duly authorized and empowered, pursuant to each and every requirement of law, to consummate such financing for the purpose, in the manner and upon the terms herein provided subject to the effectiveness of this ordinance; and

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WHEREAS, The Certificates will be sold to PaineWebber Incorporated, Pryor, McClendon, Counts & Co., Inc. and Perry Investments, Inc. (the "Underwriters") by the Trustee, at the direction of the City, pursuant to that certain Certificate Purchase Agreement (the "Purchase Contract") by and between the Underwriters, the Trustee and the City.

NOW, THEREFORE, BE IT ORDAINED, by the People of the City and County of San Francisco:

Section 1. In accordance with the recommendation of the Chief Administrative Officer, the form of Facilities Lease, Trust Agreement, Assignment Agreement, Property Purchase Agreement, Purchase and Sale Assignment and Purchase Contract presented to this Board of Supervisors, copies of which are on file with the Clerk of the Board of Supervisors, are hereby approved. The Mayor is hereby authorized to execute and the Clerk is hereby directed to affix the seal of the City and to attest the Facilities Lease, Trust Agreement and Purchase Contract and the Director of Property is hereby authorized to execute the Property Purchase Agreement and the Purchase and Sale Assignment in substantially the form hereby approved, with certain terms to be fixed by the Chief Administrative Officer in accordance with the provisions of Section 3, or with any changes made by the City Attorney pursuant to Section 2, all such terms and changes to be conclusively approved by execution of such documents.

Section 2. The City Attorney is hereby authorized to make any changes to the form of the Facilities Lease, Trust Agreement, Property Purchase Agreement, Purchase and Sale Assignment and the Purchase Contract that hereafter become necessary in the interest of the City which changes do not materially affect the substance of said documents or materially increase the obligations of the City,

and to conform all documents for final signature by the parties to the Facilities Lease, the Trust Agreement, the Property Purchase Agreement, the Purchase and Sale Assignment and the Purchase Contract, including, without limitation, alteration of Exhibit A to said form of Facilities Lease to conform with any title insurance requirements.

Section 3. The Chief Administrative Officer is hereby authorized, at any time prior to the sale of the Certificates, to fix the following terms and conditions which will be set forth in the Facilities Lease, Purchase Contract and Trust Agreement, provided that said term and conditions are within the parameters set forth below:

Lease Term - Not to exceed 33 years.

Average Annual Base Lease Rental Payments - Not to exceed $2,500,000.00.

Underwriters' Discount from the Certificate Purchase Price - Not to exceed 2.00 percent.

Principal Amount of Certificates - Not to exceed $21,000,000.

Average Certificate Interest Rate - Not to exceed 12 percent.

Provided, further, that the Chief Administrative Officer is authorized to set such other terms and conditions relating to the Certificates which he deems to be in the interest of the City, provided that said terms shall not be inconsistent with the parameters set forth above.

The Chief Administrative Officer and all other appropriate officials of the City are hereby authorized and directed to prepare a preliminary Official Statement and to execute a Final Official Statement which sets forth the terms and conditions of the Project and the Certificates and other information, including about the City relevant thereto.

Section 4. The Chief Administrative Officer is hereby authorized with the Director of Property to take possession of the premises and shall have the authority to fix rents to be charged to public offices and private tenants that will occupy the premises and to submit for approval operation and maintenance budgets including provision for security, elevator operation, and all other items necessary to maintain the structure to a standard consistent with the lease obligations provided for in the Facilities Lease.

Section 5. The Department of City Planning reported on May 17, 1991 that the acquisition of 25 Van Ness Avenue is in conformity with the Master Plan and consistent with the Eight Priority Policies of Planning Code Section 101.1, and the Board of Supervisors now adopts as its own said findings made by the Department of City Planning that the lease and option to acquire this parcel is in conformity with the Master Plan and consistent with the Eight Priority Policies of Planning Code Section 101.1.

Section 6. The Mayor, Chief Administrative Officer, Clerk of the Board of Supervisors, City Attorney, City Controller, City Treasurer and Director of Property, each are hereby authorized and directed in the name and behalf of the City to take any and all steps and to issue and deliver any and all certificates, requisitions, agreements, notices, consents, and other documents, which they or any of them deem necessary or appropriate in order to consummate the lease of the Property pursuant to the Facilities Lease and the lawful issuance, sale and delivery of the Certificates pursuant to the Trust Agreement and the Purchase Contract.

///

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///

///

Section 7. All actions authorized and directed by this ordinance and heretofore taken are hereby ratified, confirmed and approved by this Board of Supervisors.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By: Robert A. Kenealey
Deputy City Attorney

RECOMMENDED:

RUDOLF NOTHENBERG
Chief Administrative Officer

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
August 5, 1991	§	August 12, 1991
	§	
	§	
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward	§	Ayes: Supervisors Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Ward
	§	
Absent: Supervisor Britt	§	Absent: Supervisors Achtenberg Britt Shelley

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

Clerk

File No.
84-91-1

AUG 12 1991
Date Approved

Mayor

FILE NO. 45-91-39

ORDINANCE NO. 307-91

RO #91019

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF ESCAPADE AGAINST THE CITY AND COUNTY OF SAN FRANCISCO for $47,000.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "ESCAPADE, INC. v. CITY AND COUNTY OF SAN FRANCISCO, et al., Superior Court No. 904-358, by the payment of $47,000.

APPROVED AS TO FORM
AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

KIMBERLY A. REILEY
Chief Trial Deputy

APPROVED:

OFFICE OF THE MAYOR

ART AGNOS
Mayor

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

01 001 97 09 25
323428 1450 $47,000.00

JUL 01 1991

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
July 29, 1991	August 5, 1991
Ayes: Supervisors Achtenberg Alioto Britt Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward	Ayes: Supervisors Achtenberg Gonzalez Hallinan Hsieh Kennedy Shelley Ward Absent: Supervisors Alioto Britt Maher Migden

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

Clerk

File No.
45-91-39

AUG 12 1991
Date Approved

Mayor

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AUG 19 1991

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FILE NO. 45-91-40

ORDINANCE NO. 308-91

RO #91023

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF LOUISA HENDRIX v. CITY AND COUNTY OF SAN FRANCISCO, et al., San Francisco Superior Court No. 883-674, AGAINST THE CITY AND COUNTY OF SAN FRANCISCO for $387,500.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "LOUISA HENDRIX v. CITY AND COUNTY OF SAN FRANCISCO, et al., San Francisco Superior Court No. 883-674", by the payment of $387,500.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

KIMBERLY A. REILEY
Chief Trial Deputy

RECOMMENDED:

RECREATION AND PARK DEPARTMENT

MARY E. BURNS
General Manager

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

01 001 97 09 42
620245 1450 $387,500.00

JUL 01 1991

APPROVED:

RECREATION AND PARK COMISSION

SECRETARY

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
July 29, 1991	August 5, 1991
Ayes: Supervisors Achtenberg Alioto Britt Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward	Ayes: Supervisors Achtenberg Gonzalez Hallinan Hsieh Kennedy Shelley Ward
	Absent: Supervisors Alioto Britt Maher Migden

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-91-40

AUG 12 1991
Date Approved

Mayor

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FILE NO. 45-91-41

ORDINANCE NO. 309-91

RO #91028

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF SONNI MARION GLASNER AGAINST THE CITY AND COUNTY OF SAN FRANCISCO for $15,000.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "SONNI MARION GLASNER v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 874-151, by the payment of $15,000.

APPROVED AS TO FORM
AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

Kimberly A. Reiley
KIMBERLY A. REILEY
Chief Trial Deputy

RECOMMENDED:

for Frank B. Cooley
RICHARD J. EVANS
Director

FUNDS AVAILABLE:

John W. Wedde
EDWARD M. HARRINGTON
Controller

01 001 97 09 90
309674 1450 $15,000.00

JUL 10 1991

APPROVED:

RUDOLF NOTHENBERG
Chief Administrative Officer

0023n

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
July 29, 1991	August 5, 1991
Ayes: Supervisors Achtenberg Alioto Britt Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward	Ayes: Supervisors Achtenberg Gonzalez Hallinan Hsieh Kennedy Shelley Ward
	Absent: Supervisors Alioto Britt Maher Migden

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
45-91-41

AUG 12 1991
Date Approved

Mayor

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FILE NO. 101-91-4

ORDINANCE NO. 310-91

RO #91029 SA #8

(GOVERNMENT FUNDING)

APPROPRIATING $1,656,000 FOR PROGRAM PROJECT BUDGETS, BOARD OF EDUCATION FOR FISCAL YEAR 1991-92.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1991-92 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
02-222	Candlestick Park Fund		
42-03-08	Recreation and Park		
G.L. 490 (002196)	Unappropriated Revenue	$ 256,000	
49-4900 ( )	Revenue Transfer Out To #01-001 General Fund; #99-00-00 General Fund Unallocated		$ 256,000
	Total - Candlestick Park Fund	$ 256,000	$ 256,000
01-001	General Fund		
99-9990 ( )	Revenue Transfer In From #02-222 Candlestick Park Fund; 42-03-08 Recreation and Park	$ 256,000	
G.L. 496 (000026)	Unappropriated Revenue Reserved		
Subsidiary 000006	General Reserve	600,000	
51-5141 (000026)	Admission Tax	800,000	
07-00-00	Board of Education		
Project	After School Sports Program		
20-2010 ( )	Program Project Budget		$1,056,000
Project			
20-2010 ( )	Music Program		600,000
	Total - General Fund	$1,656,000	$1,656,000

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

BY: DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

CONTROLLER

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
July 31, 1991	August 5, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward	Ayes: Supervisors Achtenberg Gonzalez Hallinan Hsieh Kennedy Shelley Ward
Absent: Supervisor Britt	Absent: Supervisors Alioto Britt Maher Migden

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

Clerk

File No. 101-91-4

AUG 15 1991

Date Approved

Mayor

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AUG 26 1991

SAN FRANCISCO PUBLIC LIBRARY

FILE NO. 47-91-11 ORDINANCE NO. 311-91

(Lease Documents)

APPROVING AND ADOPTING POLK-McALLISTER PARKING LOT LEGAL DOCUMENTS AND AUTHORIZATION TO LEASE.

Be It Ordained by the People of the City and County of San Francisco:

Section 1. In accordance with the recommendation of the Parking and Traffic Department of the City and County of San Francisco, there has been filed with the Clerk of the Board certain documents which consist of:

1. Form of Invitation for Bids
2. Form of Bid
3. Form of Questionnaire
4. Form of Lease

Section 2. The legal documents are hereby approved in substantially the form now filed in the Office of the Clerk of the Board of Supervisors and are made a part hereof by reference.

Section 3. The Director of Property is authorized to call for bids of said lease pursuant to and in accordance with the Invitation of Bids and Bid Form.

Recommended:

Director of Parking and Traffic Dept.

Director of Property

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By Deputy City Attorney

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
August 5, 1991	August 12, 1991
Ayes: Supervisors Achtenberg Gonzalez Hallinan Hsieh Kennedy Shelley Ward	Ayes: Supervisors Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Ward
Absent: Supervisors Alioto Britt Maher Migden	Absent: Supervisors Achtenberg Britt Shelley

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 47-91-11

AUG 21 1991
Date Approved

Mayor

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7/17/91 - As amended in Committee.
As amended in Board 7/22/91

FILE NO. 101-91-3 ORDINANCE NO. 312-91

RO #91027 SA #5

(Government Funding)

APPROPRIATING ~~$392,943~~ $392,899 FOR PERMANENT SALARIES, RELATED MANDATORY FRINGE BENEFITS, CONTRACTUAL SERVICES, MATERIALS AND SUPPLIES, DATA/WORD PROCESSING EQUIPMENT AND SERVICES OF OTHER DEPARTMENTS - REPRODUCTION, RESCINDING ~~$174,166~~ $174,122 FROM OTHER CONTRACTUAL SERVICES, TRANSFERRING EIGHT (8) POSITIONS FROM PUBLIC HEALTH TO COMMISSION ON THE AGING, COMMISSION ON THE AGING FOR FISCAL YEAR 1991-92; PLACING $6,800 ON RESERVE.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1991-92 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L. 904 (000026)	Unappropriated Revenue Reserved		
Subsidiary 000041	Senior Information and Referral Services Reserve	$ 212,777	
49-4900 ( )	Revenue Transfer out to #02-003 Special Revenue Fund, 26-00-00 Commission on the Aging		$ 212,777
	Total	$ 212,777	$ 212,777
02-003	Special Revenue Fund		
26-00-00	Commission on the Aging		
99-9990 ( )	Revenue Transfer in from #01-001 General Fund; 99-00-00 General Fund Unallocated	$ 212,777	
76-7693 (042382)	Other Non-Operating Revenue	6,000	
Project 091-01	Supportive Services Contract		
10-1090 (326090)	Other Contractual Services	~~174,166~~ 174,122	
Project 091-20	Senior Information and Referral Services		
01-0010 (326090)	Permanent Salaries		$ 232,571
04-0600	Retirement - City		58,144
10-1090	Other Contractual Services	~~87,933~~ 87,889	
11-1200	Materials and Supplies		2,750
30-3500	Services of Other Departments - Reproduction		~~4,125~~ 4,125
	Total	~~$ 392,943~~ 392,899	~~$ 392,943~~ 392,899

Section 2. Funds are hereby appropriated for eight (8) positions transferred from Public Health by amendment to the Annual Salary Ordinance (Board of Supervisors File No. 102-91-3) as follows:

FUND:	SPECIAL REVENUE FUND	
DEPARTMENT:	COMMISSION ON THE AGING	
CLASSIFICATION:	RATE	CREATED
1426 Senior Clerk Typist	$ 956 B 1158	1
2587 Health Worker III	1013 B 1226	5
2588 Health Worker IV	1149 B 1450	1
2593 Health Program Coordinator III	1666 B 2023	1
	TOTAL	8

Section 3. Funds in the amount of $6,800.00 for the purchase of two (2) computers, laser printer, and software are hereby placed on reserved pending EIPSC approval, to be released by the Finance Committee.

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

BY: [signature]
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

See file for signature
CONTROLLER

CIVIL SERVICE COMMISSION:

See file for signature
BY: _____
GENERAL MANAGER, PERSONNEL

957-appodn/cbl/09698

BOARD OF SUPERVISORS

DOCUMENTS DEPT.
SEP 17 1991
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PUBLIC LIBRARY

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
August 5, 1991	August 12, 1991
Ayes: Supervisors Achtenberg Gonzalez Hallinan Hsieh Kennedy Shelley Ward	Ayes: Supervisors Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Ward
Absent: Supervisors Alioto Britt Maher Migden	Absent: Supervisors Achtenberg Britt Shelley

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
101-91-3

AUG 21 1991
Date Approved

Mayor

FILE NO. 102-91-3 ORDINANCE NO. 313-91

PUBLIC EMPLOYMENT SAL.ORD.AMEND.NO. 1

AMENDING ORDINANCE NO. (ANNUAL SALARY ORDINANCE, 1991-92) REFLECTING THE ADDITION OF EIGHT POSITIONS IN THE COMMISSION ON AGING.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated section and items or Ordinance No. (Annual Salary Ordinance, 1991-92) are hereby amended so that the same shall read as follows:

(Amendment)	No. Pos.	Class & Item No.	Class & Title	Compensation Schedule
		Dept.:	26 Commission on Aging	
		Division:	00 Commission on Aging	
		Section:	00 Commission on Aging	
		Program:	3501 Commission on the Aging	
		Fund:	02003 Senior Citizens Programs FD	
		Index:	326090 Services to the Aging-Parking	
		Proj/Phase:	091/20 Senior Information and Referral	
		Object:	001 Permanent Salaries-Miscellaneous	
1 added	1	1426 R	Senior Clerk Typist.....SC	$ 956B1158
5 added	5	2587 R	Health Worker III.....SC	1013B1226
1 added	1	2588 R	Health Worker IV.....SC	1197B1450
1 added	1	2593 R	Health Program Coordinator III.....Z,SC	1666B2023

APPROVED AS TO CLASSIFICATION:
CIVIL SERVICE COMMISSION

GENERAL MANAGER, PERSONNEL

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

BY: Theodore R. Lakey
DEPUTY CITY ATTORNEY

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
August 5, 1991	August 12, 1991
Ayes: Supervisors Achtenberg Gonzalez Hallinan Hsieh Kennedy Shelley Ward	Ayes: Supervisors Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Ward
Absent: Supervisors Alioto Britt Maher Migden	Absent: Supervisors Achtenberg Britt Shelley

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 102-91-3

AUG 21 1991
Date Approved

Mayor

DOCUMENTS DEPT.
SEP 17 1991
SAN FRANCISCO PUBLIC LIBRARY

FILE NO. 45-91-45

Ordinance No. 314-91

RO #91045

(SETTLEMENT OF LAWSUIT)

AUTHORIZATION SETTLEMENT OF LITIGATION OF UNITED PUBLIC EMPLOYEES, LOCAL 790, AFL-CIO AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR THIRTY-FIVE THOUSAND DOLLARS ($35,000).

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled UNITED PUBLIC EMPLOYEES, LOCAL 790, AFL-CIO v. CITY AND COUNTY OF SAN FRANCISCO, et al, Superior Court No. 927-223, by the payment of $35,000.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

Deputy City Attorney

RECOMMENDED:

DEPARTMENT OF PUBLIC HEALTH

Florence Stoudyn

RAYMOND J. BAXTER, Ph.D.
Director

FUNDS AVAILABLE

John W Madden

Controller

01 001 97 09 86
309807 1450 $35,000.00

AUG 12 1991

APPROVED:

PUBLIC HEALTH COMMISSION

Sandy Ouye Mori

Secretary

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
August 19, 1991	August 26, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Shelley Ward	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Migden	Absent: Supervisor Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor

Clerk

File No.
45-91-45

AUG 27 1991

Date Approved

Mayor

DOCUMENTS DEPT.

SEP 1 1991

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8/7/91 - As amended in Committee.

FILE NO. 65-91-6

ORDINANCE NO. 315-91

[Lease]

APPROVING A FIVE (5) YEAR LEASE BETWEEN CITY AND COUNTY OF SAN FRANCISCO AND SPACE SYSTEMS/LORAL, INC., LESSEE; EFFECTIVE RETROACTIVE TO AUGUST 1, 1991.

8/7/91 jlb

8/7/91 jlb

WHEREAS, The Public Utilities Commission pursuant to Resolution No. 91-0257 approved the subject lease; and

WHEREAS, Section 7.402-1 of the charter requires that lease of real property in excess of ten years and having anticipated revenue to the City and County of San Francisco of $1 million or more shall be subject to approval by Ordinance; now therefore

BE IT ORDAINED BY: The People of the City and County of San Francisco:

Section 1. The lease of that certain 50± acres of Watershed land between City and County of San Francisco, Lessor, and Space Systems/Loral Inc., Lessee, said lease having been approved pursuant to Public Utilities Commission Resolution No. 91-0257 adopted July 9, 1991 to provide that rental for the 5 year period (commencing retroactive to August 1, 1991 and terminating July 31, 1996) with two (2) additional 5 year options shall be ~~$164,000.00~~ $164,400.00 for the first year, to be adjusted annually in direct proportion to any percentage increase in the United States Department of Labor's Consumer Price Index with any increase not less than 4% and not to exceed 10% per year is hereby approved.

8/7/91 jlb

8/7/91 jlb

APPROVED:

GENERAL MANAGER

PUBLIC UTILITIES COMMISSION

APPROVED AS TO FORM:

LOUISE RENNE, City Attorney

By Deputy City Attorney

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
August 12, 1991	August 19, 1991
Ayes: Supervisors Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Ward	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Shelley Ward
Absent: Supervisors Achtenberg Britt Shelley	Absent: Supervisors Britt Migden

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 65-91-6

AUG 28 1991
Date Approved

Mayor

DOCUMENTS DEPT.

SEP 17 1991

SAN FRANCISCO PUBLIC LIBRARY

FILE NO. 45-91-42

ORDINANCE NO. 316-91

RO #91031

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF JEFFREY CHARLES AND BERNARD CHARLES AGAINST THE CITY AND COUNTY OF SAN FRANCISCO for $25,000.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "JEFFREY CHARLES AND BERNARD CHARLES v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 901-492, by the payment of Twenty Five Thousand Dollars ($25,000).

APPROVED AS TO FORM
AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

KIMBERLY A. REILEY
Chief Trial Deputy

RECOMMENDED:

WILLIS CASEY
Chief of Police Department

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

01 001 97 09 38
309781 1450 $25,000.00

JUL 17 1991

APPROVED:

SECRETARY
San Francisco Police Commission

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
August 19, 1991	§	August 26, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Shelley Ward	§	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Migden	§	Absent: Supervisor Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
45-91-42

SEP 04 1991
Date Approved

Mayor

DOCUMENTS DEPT.

SEP 13 1991

FILE NO. 45-91-43

ORDINANCE NO. 317-91

R O #91037

(SETTLEMENT OF LAWSUIT)

AUTHORIZING SETTLEMENT OF LITIGATION OF MARIO GONZALES AGAINST THE CITY AND COUNTY OF SAN FRANCISCO for $11,000.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "MARIO GONZALES v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Municipal Court No. 032-976, by the payment of $11,000.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

Kimberly A. Reiley

KIMBERLY A. REILEY
Chief Trial Deputy

RECOMMENDED:

WILLIS CASEY
Chief of Police

FUNDS AVAILABLE

EDWARD M. HARRINGTON
Controller

01 001 97 09 38
309781 1450 $11,000.00

JUL 31 1991

APPROVED:

SAN FRANCISCO POLICE COMMISSION
Secretary

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
August 19, 1991	August 26, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Shelley Ward	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Migden	Absent: Supervisor Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-91-43

SEP 04 1991
Date Approved

Mayor

DOCUMENTS DEPT.
SEP 13 1991

FILE NO. 45-91-44

ORDINANCE NO. 318-91

RO #91035

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF OSCAR CHULO AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $11,500.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "OSCAR CHULO v. CITY AND COUNTY OF SAN FRANCISCO, et al., "Superior Court No. 922-122, by the payment of $11,500.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

for KIMBERLY A. REILEY
Chief Trial Deputy

RECOMMENDED:

RICHARD J. EVANS, Director
Department of Public Works

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

01 001 97 09 90
309674 1450 $11,500.00

JUL 31 1991

APPROVED:

RUDOLF NOTHENBERG
Chief Administrative Officer

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
August 19, 1991	§	August 26, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Shelley Ward	§	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Migden	§	Absent: Supervisor Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
45-91-44

SEP 04 1991
Date Approved

Mayor

SEP 13 1991

FILE NO. 46-91-9 ORDINANCE NO. 319-91

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF RAYMOND A. KOENIG V. SOUTHERN PACIFIC TRANSPORTATION COMPANY, ET AL., UPON RECEIPT OF THE SUM OF $12,500.00 AND DISMISSAL OF COMPLAINT.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized and directed to settle San Francisco Superior Court No. 896300 entitled "Raymond A. Koenig, Plaintiff, v. Southern Pacific Transportation Company, et al., Defendants" by acceptance of the sum of $12,500.00 from the defendants and dismissing complaint.

Section 2. Upon receipt of said sum of $12,500.00 and appropriate paperwork the City Attorney is authorized to dismiss said complaint.

APPROVED
AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

By Kimberly A. Reiley
KIMBERLY A. REILEY
Chief Trial Deputy

RECOMMENDED:

RETIREMENT BOARD
SAN FRANCISCO CITY AND COUNTY
EMPLOYEES' RETIREMENT SYSTEM

By Pam Levesque
PAM LEVESQUE
Executive Assistant to
General Manager

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
August 19, 1991	§	August 26, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Shelley Ward	§	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Migden	§	Absent: Supervisor Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
46-91-9

SEP 0 4 1991
Date Approved

Mayor

SEP 1 3 1991
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FILE NO. 46-91-10 ORDINANCE NO. 320-91

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF MARTHA ROSALES V. AMERICAN AMBUVAN SERVICE, INC., ET AL., UPON RECEIPT OF THE SUM OF $20,000.00 AND DISMISSAL OF COMPLAINT.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized and directed to settle San Francisco Superior Court No. 903357 entitled "Martha Rosales, Plaintiff, v. American Ambuvan Service, Inc., et al., Defendants" by acceptance of the sum of $20,000.00 from the defendants and dismissing complaint.

Section 2. Upon receipt of said sum of $20,000.00 and appropriate paperwork the City Attorney is authorized to dismiss said complaint

APPROVED
AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

By Kimberly A. Reiley
KIMBERLY A. REILEY
Chief Trial Deputy

RECOMMENDED:

RETIREMENT BOARD
SAN FRANCISCO CITY AND COUNTY
EMPLOYEES' RETIREMENT SYSTEM

By Pam Levesque
PAM LEVESQUE
Executive Assistant to
General Manager

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
August 19, 1991	August 26, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Shelley Ward	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Migden	Absent: Supervisor Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
46-91-10

SEP 0 4 1991
Date Approved

Mayor

DOCUMENTS DEPT.

SEP 1 3 1991

FILE NO. 101-91-5

ORDINANCE NO. 821-91

RO #91032 SA #7

(Government Funding)

APPROPRIATING $66,000 FOR PROFESSIONAL SERVICES - PROP J/CSC, SHERIFF DEPARTMENT FOR FISCAL YEAR 1991-92.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1991-92 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L. 496 (000026)	Unappropriated Revenue Reserved		
Subsidiary 000006	General Reserve	$ 66,000	
06-00-00	Sheriff		
10-1020 (306589)	Professional Services - Prop J/CSC		$ 66,000

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

BY: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

_____ (for)
CONTROLLER

957-appado/ch1/91

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
August 19, 1991	August 26, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Shelley Ward	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Migden	Absent: Supervisor Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No.
101-91-5

SEP 0 4 1991
Date Approved

_____
Mayor

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FILE NO. 101-91-8

ORDINANCE NO. 322-91

RO # 91044 SA #12

(GOVERNMENT FUNDING)

8/14/91 jlb APPROPRIATING $500,000 ~~$475,000~~ FOR PERMANENT SALARIES, RELATED MANDATORY FRINGE BENEFITS, SUBSISTENCE-PERSONS, OFFICE SUPPLIES, LABORATORY SUPPLIES, UNIFORMS, AUTOMOBILE VEHICLES, COMMUNICATIONS AND FURNISHINGS/FURNITURE, FOR THE CREATION OF FOUR (4) POSITIONS SHERIFF DEPARTMENT FOR FISCAL YEAR 1991-92; 8/14/91 jlb PLACING $312,250 ON RESERVE. 8/14/91 jlb

Be it ordained by the People of the City and County of San Francisco

Section 1. Funds are hereby appropriated for Fiscal Year 1991-92 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	GENERAL FUND		
G.L. 904(000026)	UNAPPROPRIATED REVENUE RESERVED		
SUBSIDIARY 000017	JAIL OVERCROWDING RESERVE	$500,000 ~~$475,000~~	
06-00-00	SHERIFF		
01-0010(306589)	PERMANENT SALARIES		$123,325
04-0600	RETIREMENT-CITY		34,912
10-1251	SUBSISTENCE-PERSONS		244,463
10-1299	CONTRACTUAL SERVICES		25,000
11-1301	OFFICE SUPPLIES		1,000
11-1305	LABORATORY SUPPLIES		20,000
11-1374	UNIFORMS		6,800 ~~12,000~~
22-2201	AUTOMOBILE VEHICLES		15,000
22-2220	COMMUNICATIONS		17,082
22-2261	FURNISHINGS/FURNITURE		7,218
G.L. 905 (000026)	UNAPPROPRIATED GENERAL RESERVE		5,200
	TOTAL	~~$475,000~~ $500,000	~~$475,000~~ $500,000

8/14/91 jlb 8/14/91 jlb 8/14/91 jlb 8/14/91 jlb 8/14/91 jlb

SECTION 2. FUNDS ARE HEREBY APPROPRIATED FOR THE CREATION OF FOUR (4) POSITIONS BY AMENDMENT TO THE ANNUAL SALARY ORDINANCE (BOARD OF SUPERVISORS FILE NO. 102-91-4) AS FOLLOWS:

8/19/91 jcl

FUND DEPARTMENT CLASSIFICATION	GENERAL FUND SHERIFF RATE	CREATED
8304L DEPUTY SHERIFF	$1,285 B $1,558	2
8308L SHERIFF'S SERGEANT	$1,565 B $1,899	2
	TOTAL	4

SECTION 3. FUNDS TOTALLING $312,250 ($287,250 FOR THE CONTRACT WORK FURLOUGH BEDS AND $25,000 FOR THE CJAG COORDINATOR) ARE HEREBY PLACED ON RESERVE PENDING INFORMATION REGARDING THE CONTRACTOR'S RATES, HOURS AND MBE/WBE STATUS, TO BE RELEASED BY THE FINANCE COMMITTEE.

8/14/91 jlb

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

Theodore R. Lakey
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

Edward Harrington
CONTROLLER

CIVIL SERVICE COMMISSION:

BY: John J. Walsh FA
GENERAL MANAGER, PERSONNEL

129-WPPPGEN-(8&9)

SEP 1 3 1991
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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
August 19, 1991	§	August 26, 1991
	§	
	§	
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Ward	§	Ayes: Supervisors Achtenberg Gonzalez Hallinan Kennedy Maher Shelley Ward
	§	
Absent: Supervisors Britt Migden Shelley	§	Absent: Supervisors Alioto Britt Hsieh Migden

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
101-91-8

SEP 0 4 1991
Date Approved

Mayor

8/19/91 As amended in board

FILE NO. 102-91-4 ORDINANCE NO. 323-91

PUBLIC EMPLOYMENT SAL.ORD.AMEND.NO. 2

AMENDING ORDINANCE NO. 304-91 (ANNUAL SALARY ORDINANCE, 1991-92) REFLECTING THE ADDITION OF FOUR POSITIONS IN THE SHERIFF'S OFFICE.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated section and items of Ordinance No. (Annual Salary Ordinance, 1991-92) are hereby amended so that the same shall read as follows:

(Amendment)	No. Pos.	Class & Item No.	Class Title	Compensation Schedule
		Dept.:	06 Sheriff	
		Division:	00 Sheriff	
		Section:	00 Sheriff	
		Program:	1606 Prisoner Custody	
		Fund:	01001 General Fund	
		Index:	306589 County Jails-G/F	
		Proj./Phase:	001/00 Unassigned Title	
		Object:	001 Permanent Salaries-Misc.	
8/19/91 2 added	2	8304 L	Deputy Sheriff.....L,SC	$1285B1558
jcl 2 added	2	8308 L	Sheriff's Sergeant.....L,SC	1565B1899

APPROVED AS TO CLASSIFICATION:
CIVIL SERVICE COMMISSION

GENERAL MANAGER, PERSONNEL

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

BY: DEPUTY CITY ATTORNEY

NO. 2

Board of Supervisors, San Francisco

Passed for Second Reading
August 19, 1991

Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Ward

Absent: Supervisors Britt Migden Shelley

Finally Passed
August 26, 1991

Ayes: Supervisors Achtenberg Gonzalez Hallinan Kennedy Maher Shelley Ward

Absent: Supervisors Alioto Britt Hsieh Migden

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

Clerk

File No. 102-91-4

SEP 04 1991
Date Approved

Mayor

DOCUMENTS DEPT.
SEP 13 1991
PUBLIC LIBRARY

File No. 115-91-8 Ordinance No. 327-91

(Zoning Text Amendment - Designating the Bush Street-Cottage Row Historic District)

AMENDING PART II, CHAPTER II OF THE SAN FRANCISCO MUNICIPAL CODE (CITY PLANNING CODE) BY ADDING APPENDIX K TO ARTICLE 10) TO PROVIDE FOR THE ESTABLISHMENT OF THE BUSH STREET-COTTAGE ROW HISTORIC DISTRICT.

Be it ordained by the People of the City and County of San Francisco:

Article 10 of Part II, Chapter II of the San Francisco Municipal Code (City Planning Code) is hereby amended by adding Appendix K to read as follows:

Appendix K to Article 10

Bush Street-Cottage Row Historic District

Section 1. Findings and Purposes. The Board of Supervisors hereby finds that the area known and described in this ordinance as the Bush Street-Cottage Row Historic District contains a number of structures having a special character and special historical, architectural and aesthetic interest and value and constitutes a distinct section of the city. The Board of Supervisors further finds the designation of the said area as an Historic District will be in furtherance of and in conformance with the purposes of Article 10 of the City Planning Code and the standards set forth therein, and that the preservation on an area basis rather than on the basis of the individual structures alone is in order.

This ordinance is intended to further the general purpose of historic preservation legislation as set forth in Section 1001 of the City Planning Code, to promote the health, safety and general welfare of the public.

Section 2. Designation. Pursuant to Section 1004 of the City Planning Code, Chapter II, Part II of the San Francisco Municipal Code, the Bush Street-Cottage Row Historic District is hereby designated as an Historic District, this designation having been duly approved by resolution of the City Planning Commission.

Section 3. Location and Boundaries. The location and boundaries of the Bush Street-Cottage Row Historic District Map, the original of which is on file with the Clerk of the Board of Supervisors under File 115-91-8, which Map is hereby incorporated herein as though fully set forth.

Section 4. Relation to Redevelopment Plan for the Western Addition A-2 Project Area. Nothing in this Ordinance shall supersede, impair or modify any provisions of the Redevelopment Plan for the Western Addition Redevelopment A-2 Project Area which are applicable to property located in such Redevelopment Project Area and designated part of this Bush Street - Cottage Row Historic District. Procedures found in Planning Code Article 10 shall not apply to the Bush Street-Cottage Row Historic District as long as the Western Addition A-2 Project Area Redevelopment Plan is in effect. The Board of Supervisors urges the San Francisco Redevelopment Agency to work cooperatively with the Landmarks Preservation Advisory Board on proposed exterior alterations within the Bush Street-Cottage Row Historic District.

Section 5. Statement of Significance. The Bush Street-Cottage Row Historic District is a remarkably intact group of architecturally consistent Italianate and Stick residential buildings constructed between 1870 and about 1885. It demonstrates several different modes of speculative housing during those years, from the mass builder The Real Estate Associates, which developed whole square blocks, through investors John H. Smyth and Charles L. Taylor, who built houses to hold and rent out for income, to the single homeowner. This District is rated high on local surveys and is listed in the National Register of Historic Places.

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The Bush Street-Cottage Row Historic District comprises 22 residences, a walkway and a small park. There is continuity of height and setback; houses step downhill evenly from the northeast to conform with the land contour; lots are narrow and deep. Almost all the houses were developed in four groups, so that six on Bush Street are essentially identical to each other, as are three different ones on Bush Street, two on Sutter Street and six on Cottage Row. All are two-story frame structures of Italianate or early Stick Style, with channel rustic siding, double-hung windows and paneled entry recess. They are tall, narrow buildings with tall, narrow openings balanced by heavy, bracketed cornices on patently false fronts. All except Cottage Row have bay windows on facade or rear.

Since they were originally built, the houses continued to be used as residences, with some alteration due to subdivision into units. At least two residences were re-surfaced, and one of these has been restored. The walkway of Cottage Row continued until 1944 as part of a single piece of private property with 2109-2113 Bush Street and 1-6 Cottage Row. The Cottage Row houses were separated into individual ownerships gradually from 1956-1967, and only on the last date was the walkway singled out as an individual holding separate from any house. Taylor himself had chosen the name "Cottage Row," which was listed among San Francisco's streets as early as the 1886 Directory. In the 1930s the walkway was popularly called "Japan Street," because the entire District was inhabited by Japanese-Americans until their internment during World War II. In the tiny rear yards of Cottage Row they grew vegetables, which they offered for public sale at an informal weekly open market held every Saturday along the Row.

Section 6. Features of Existing Buildings.

1. Overall Form and Continuity. The massing of the existing buildings relates to the topographical contour of the site, and is compatible with the

adjacent area.

2. Scale and Proportion. Buildings in the District relate to the height and set back of the structures immediately adjacent and in the general area, contained within an envelope that slopes upward or downward with the slope of the properties.

3. Fenestration. Existing fenestration is predominantly double hung wooden sash and is proportionate and in scale with 19th century stylistic patterns within the District.

4. Materials. Horizontal rustic wood siding is the traditional cladding material in the District.

5. Detail. Detailing found in the district usually follows simple, straightforward Italianate or Stick Style forms.

Section 8. Significance of Individual Buildings to the Historic District. The history of each parcel within the Historic District is documented on survey worksheets (Appendix A to the Bush Street-Cottage Row Historic District Case Report No. 90.288L). This classification of buildings in the Historic District is delineated in Case Report No. 90.288L. Each building is designated as follows:

(1) Contributory. This category identifies buildings which date from the Historic District's period of significance and retain their historic integrity. These structures are of the highest importance in maintaining the character of the Historic District. All buildings identified within this Historic District are Contributory to the Historic District.

(2) Noncontributory. This category identifies buildings or vacant lots which are outside or are not relevant to the Historic District's period of significance or are so significantly altered that they have lost their historic integrity. Construction of new buildings on a demolished or vacant sites and additions to or major alterations of Noncontributory buildings should be compatible with the character of the Historic District. Vacant

parcels, including the City owned right-of-way known as Cottage Row (Lot 46) and the City owned Mini Park (Lot 12), are both rated Noncontributory.

APPROVED AS TO FORM:
LOUISE RENNE, CITY ATTORNEY

BY _____
Deputy City Attorney

RECOMMENDED:
CITY PLANNING COMMISSION

BY _____
Dean L. Macris
Director of Planning

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
August 19, 1991	August 26, 1991
Ayes: Supervisors Alioto Britt Hallinan Kennedy Maher Shelley Ward	Ayes: Supervisors Achtenberg Gonzalez Hallinan Kennedy Migden Shelley Ward
Noes: Supervisors Gonzalez Hsieh	
Absent: Supervisors Achtenberg Migden	Absent: Supervisors Alioto Britt Hsieh Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No.
115-91-8

SEP 04 1991
Date Approved

_____
Mayor

(Places of Entertainment and Cabarets)

AMENDING CHAPTER VIII, PART II, ARTICLE 15.1 OF THE SAN FRANCISCO MUNICIPAL CODE (POLICE CODE) BY AMENDING SECTIONS 1060, 1060.3, 1060.5, 1060.20 AND 1060.27 THEREOF, RELATING TO REGULATION OF PLACES OF ENTERTAINMENT, AMENDING ARTICLE 15.2 OF THE SAN FRANCISCO MUNICIPAL CODE (POLICE CODE) BY AMENDING SECTIONS 1070.3, 1070.5 AND 1070.17 THEREOF, RELATING TO REGULATION OF CABARETS, AND STAYING ANY PRIOR SUSPENSION OR REVOCATION CURRENTLY IN LITIGATION.

NOTE: Additions or substitutions are indicated by underlining; deletions are indicated by ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter VIII, Section II, Article 15.1 is hereby amended by amending Sections 1060, 1060.3, 1060.5, 1060.20 and 1060.27 thereof, to read as follows:

SEC. 1060. DEFINITIONS.

For the purposes of this Article, the following words and phrases shall mean and include:

(a) "Place of entertainment." Every premise to which patrons or members are admitted which serves food, beverages, or food and beverages, including but not limited to alcoholic beverages, for consumption on the premises and wherein entertainment as defined in subsections (b), (c), (e), or (f) is furnished or occurs upon the premises.

(b) "Entertainment." Any act, play, review, pantomime, scene, song, dance act, song and dance act, or poetry recitation, conducted or participated in by any professional entertainer in or upon any premises to which patrons or members are admitted.

"Entertainment," in addition, is defined to mean and include the playing upon or use of any instrument that is capable of or can be used to produce musical sounds or percussion sounds, including but not limited to, reed, brass, percussion or string-like instruments, <u>or recorded music presented by a live disc jockey on the premises.</u>

(c) "Entertainment", Continued. "Entertainment" also includes a fashion or style show, except when conducted by a bona fide nonprofit club or organization as a part of the social activities of such club or organization, and when conducted solely as a fundraising activity for charitable purposes.

(d) "Professional Entertainer." A person ((or person)) who engages in the presentation of entertainment for livelihhod or gain.

(e) "Entertainment," Continued; Exhibition of Human Body. "Entertainment" also includes the act of any female professional entertainer, while visible to any customer, who exposes the breast or employs any device or covering which is intended to simulate the breast, or wears any type of clothing so that the breast may be observed.

(f) "Informal Entertainment." Any play, act, review, pantomime, scene, song, dance act, song and dance act, or poetry recitation, conducted or participated in by any nonprofessional person or persons in or upon any premises to which patrons or members are admitted.

(g) "Person." Any person, individual, firm, partnership, joint venture, association, social club, fraternal organization, joint stock company, corporation, estate, trust, business trust,

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receiver, trustee, syndicate or any other group or combination acting as a unit excepting the United States of America, the State of California, and any political subdivision of either thereof.

(h) "Operator." Any person operating a place of entertainment in the City and County of San Francisco, including, but not limited to, the owner or proprietor of such premises, lessee, sublessee, mortgagee in possession, permittee or any other person operating such place of entertainment or amusement.

(i) "Bona Fide Nonprofit Club or Organization." Any fraternal, charitable, religious or benevolent, or any other nonprofit organization having a regular membership association primarily for mutual social, mental, political and civic welfare, to which admission is limited to members and guests and revenue accruing therefrom shall be used exclusively for the benevolent purposes of said organization and which organization or agency is exempt from taxation under the Internal Revenue laws of the United States as a bona fida fraternal, charitable, religious, benevolent or nonprofit organization.

(j) "Admission Charge." Any charge for the right or privilege to enter any place of entertainment including a minimum service charge, a cover charge or a charge made for the use of seats and tables, reserved or otherwise.

(k) "Tax Collector." Tax Collector of the City and County of San Francisco.

SEC. 1060.3. APPLICATION FORM.

Operators under any permit issued pursuant to this Article shall be limited to the terms of the application. Except as otherwise provided herein, an application for a permit pursuant

to the provisions of this Article shall specify:

(a) The address of the location for which the permit is required, together with the business name of such location.

(b) The name and proposed business address of the applicant. If the applicant is a corporation, the name of the corporation shall be set forth exactly as shown in its articles of incorporation; and the applicant shall also set forth the date and place of incorporation; the names and residences of each of the officers, directors, and each stockholder owning more than 10 percent of the stock of the corporation. If the applicant is a partnership, the application shall set forth the name and residence address of each of the partners, including limited partners. If one or more of the partners is a corporation, the provisions of this section pertaining to a corporate applicant apply.

(c) Whether or not the applicant or any officer or director or member of applicant, as the case may be, has ever been convicted of any crime except misdemeanor traffic violations. In addition to the foregoing, any corporate applicant shall ((will)) state whether or not any stockholder owning more that 10 of the stock of such corporation has ever been convicted of any crime except misdemeanor traffic violations. If any person mentioned in this subsection has been so convicted, a statement must be made giving the name of the person son convicted, the place and court in which the conviction was had, the specific charge under which the conviction was obtained, and the sentence imposed as a result of said conviction.

(d) The names and addresses of the persons who have authority or control over the place for which the permit is requested and a brief statement of the nature and extent of such

authority and control.

(e) Such information pertinent to the operation of the proposed activity, including information as to management, authority control, financial agreements, and lease arrangements, that is reasonably related to the factual determinations this ordinance empowers the Chief to make in reviewing and acting upon permit applications as the Chief of Police may require of an applicant in addition to the other requirements of this section. The foregoing examples are in explanation of and not in limitation of the information which the Chief of Police may require.

(f) A business plan for the proposed place of entertainment, specifying the days and hours of operation, the number of patrons, the numbers of employees and their duties, the identity of the manager or managers who shall be on premises during all hours of operation, the types or classes of entertainment (in terms of the types of instruments, numbers of performers and sound levels) to be provided, and the amount of parking, both on-site and off-site, to be provided. If sound amplification is to be used, the plan shall also include a specific description of the amplification system.

(f) The address to which notice, when required, is to be sent or mailed, and the name and address of a person authorized to accept service of process, if not otherwise set forth herein.

(g) Whether the application is for a new permit or for the renewal of an existing permit.

(h) The Chief of Police may require further information as he or she deems necessary.

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SEC. 1060.5. DETERMINATION OF APPLICATION ((NOTICE OF HEARING)).

(a) When an application is filed for a new permit under this article, the Chief of Police shall fix a time and place for a public hearing thereon to determine whether issuance of the permit would result in any of the conditions set forth in subsection (e). The hearing must be held within twenty-five (25) working days of the date the completed application is received.

(b) At the time of filing of an application, the applicant shall notify the Chief of Police of any outstanding requests for permits or approvals from other City departments relating to the premises of the proposed place of entertainment. The Chief of Police shall notify those departments of the filing of the application. Those departments shall complete all necessary inspections and report their determinations to the Chief of Police within twenty (20) working days of the filing of the application.

(c) Not less than 10 days before the date of such hearing, the Chief of Police shall cause to be posted a notice of such hearing in a conspicuous place on the property in which or on which the proposed place of entertainment is to be operated. Such notice shall set forth the specific type of entertainment which the applicant intends to conduct. Such posting of notice shall be carried out by the Police Department, and the applicant shall maintain said notice as posted the required number of days.

(d) At the hearing, the applicant and any other interested party, including the Police Department or any other public agency, shall be allowed to introduce evidence and present argument. The hearing officer shall issue a written statement of

his or her conclusions to the Chief of Police within ten working days of the close of the hearing. The Chief of Police shall make a final decision upon the application within five working days of receipt of the hearing officer's statement, and the Chief of Police shall notify the applicant, and any other interested party who has made a written request, of the final decision by first class mail.

(e) No time limit shall commence running until the submission of a completed application. Upon the applicant's request, the Chief of Police shall continue the hearing to allow the applicant opportunity to comply with the requirements of this Article or any other state or local law. Upon the applicant's request, the Chief of Police shall also issue a conditional approval of the permit application, pending approval of the permit by other City agencies, if sufficient information has been provided to allow for adequate evaluation of the proposal and if grounds for denial, as set forth in subsection (f), are not present.

(f) The Chief of Police shall grant a permit pursuant to this Article unless he or she finds that:

(i) the building, structure, equipment or location of the proposed place of entertainment does not comply with or fails to meet all of the health, zoning, fire and safety requirements or standards of all the laws of the State of California or ordinances of the City and County of San Francisco applicable to such business operation; or,

(ii) the building, structure, equipment or location of the proposed place of entertainment cannot adequately accomodate the type and volume of vehicle and pedestrian traffic anticipated; or,

(iii) the building, structure, equipment or location of the proposed place of entertainment lack adequate safeguards to prevent emissions of noise, glare, dust and odor that substantially interfere with the public health, safety and welfare or the peaceful enjoyment of neighboring property.

(g) An applicant whose application for a permit has been denied pursuant to this section may seek immediate judicial review pursuant to Code of Civil Procedure Section 1085 or Section 1094.5. The applicant is not required to exhaust his or her administrative remedies before the Board of Permit Appeals.

SEC. 1060.20. SUSPENSION AND REVOCATION.

((In addition to the causes set forth in Charter Section 35.6,)) (a) Any permit issued under the terms of this article may be ((revoked or)) suspended at any time by the Chief of Police if the Chief of Police determines after a noticed public hearing that any of the following conditions exist:

(1) ((The conduct of the establishment does not or will not comport with the public welfare for any reason)) The building, structure, equipment or location of the proposed place of entertainment does not comply with or fails to meet all of the health, zoning, fire and safety requirements or standards of all the laws of the State of California or ordinances of the City and County of San Francisco applicable to such business operation; or,

(2) ((The same has been operated in an illegal, improper or disorderly manner)) The establishment has been operated in a manner that has harmed the public health, safety or welfare by significantly increasing pedestrian traffic, the

incidence of disorderly conduct, or the level of noise in the area in which the premises are located, and the permittee has failed, after being requested by the Police Department to do so, to take reasonable steps to alleviate these conditions, such as providing additional off-street parking, security, sound-proofing, restroom facilities, or refuse containers; or,

(3) The proprietor or persons in charge thereof have violated, ((or)) permitted the violation, or failed to take reasonable steps, after being requested by the Police Department to do so, to halt violations on the premises or in connection with the operation of the establishment, ((any infraction)) of any following laws ((law)) of the State of California: Penal Code Sections 266h, 266i, 315, 316, 330, 337a, 647(b); Business and Professions Code Sections 23300, 25602, 25631, 25657, 25658; Health and Safety Code Sections 11351, 11352, 11359, 11360, 11378, 11379, 11378.5, 11379.5; or, the proprietor or persons in charge thereof have implemented, maintained or permitted any admission or related policy or practice which violates Section 3305 of the San Francisco Police Code.

(4) ((The permittee, or any other person associated with him as principal or partner, or in any position or capacity involving partial or total control over the conduct of the place for which such permit was issued, has been convicted in any court of competent jurisdiction of any offense involving the presentation, exhibition or performance of any lewd, indecent or obscene show of any kind or of a crime involving moral turpitude.)) The proprietor or persons in charge thereof have violated or permitted the

violation of any other provision of this Article or of the permit, on the premises or in connection with the operation of the establishment.

(b) The penalty for the first violation under subsection (a) within a period of six months shall be suspension of said permit for a period of thirty days. The penalty for the second violation within a period of six months shall be suspension of said permit for a period of sixty days. The penalty for the third and subsequent violations within a period of six months shall be suspension of said permit for a period of ninety days. For the purposes of this subsection, calculation of the six months shall not include any period of time during which the permit was suspended.

(c) Any permit issued under the terms of this article may be revoked at any time by the Chief of Police if the Chief of Police determines after a noticed public hearing that any of the following conditions exist:

(1) The permittee has knowingly made any false, misleading or fraudulent statement of material fact in the application for a permit;

(2) The permittee has failed to pay any fee or charge required under this Article; or,

(3) The permittee has permanently ceased operation of the business.

(d) A revocation pursuant to subsection (c) shall not prejudice the right of an applicant to apply for a new permit.

SEC. 1060.27. TIME LIMIT FOR OBTAINING PERMIT.

All premises required to obtain a permit and license pursuant to this Article because of the inclusion of recorded

music presented by a live disc jockey on the premises within the definition of entertainment must obtain a permit within 90 days of the effective date of the amendments to this Article; failure to do so shall make continued operation of said place of entertainment a violation of Section 1060.25 hereof.

Permits must be obtained from the Police Department as Sections 1060.1, 1060.2, 1060.3 and 1060.4 hereof provided.

Section 2. Chapter VIII, Section II, Article 15.2 is hereby amended by amending Sections 1070.3, 1070.5 and 1070.17 thereof, to read as follows:

SEC. 1070.3. APPLICATION FORM.

Operators under any permit issued pursuant to this Article shall be limited to the terms of the application. Except as otherwise provided herein, an application for a permit pursuant to the provisions of this Article shall specify:

(a) The address of the location for which the permit is required, together with the business name of such location.

(b) The name and proposed business address of the applicant. If the applicant is a corporation, the name of the corporation shall be set forth exactly as shown in its articles of incorporation; and the applicant shall also set forth the date and place of incorporation; the names and residences of each of the officers, directors, and each stockholder owning more than 10 percent of the stock of the corporation. If the applicant is a partnership, the application shall set forth the name and residence address of each of the partners, including limited partners. If one or more of the partners is a corporation, the

provisions of this section pertaining to a corporate applicant apply.

(c) Whether or not the applicant or any officer or director or member of applicant, as the case may be, has ever been convicted of any crime except misdemeanor traffic violations. In addition to the foregoing, any corporate applicant shall ((will)) state whether or not any stockholder owning more that 10 of the stock of such corporation has ever been convicted of any crime except misdemeanor traffic violations. If any person mentioned in this subsection has been so convicted, a statement must be made giving the name of the person son convicted, the place and court in which the conviction was had, the specific charge under which the conviction was obtained, and the sentence imposed as a result of said conviction.

(d) The names and addresses of the persons who have authority or control over the place for which the permit is requested and a brief statement of the nature and extent of such authority and control.

(e) Such information pertinent to the operation of the proposed activity, including information as to management, authority control, financial agreements, and lease arrangements, that is reasonably related to the factual determinations this ordinance empowers the Chief to make in reviewing and acting upon permit applications as the Chief of Police may require of an applicant in addition to the other requirements of this section. The foregoing examples are in explanation of and not in limitation of the information which the Chief of Police may require.

(f) A business plan for the proposed cabaret, specifying the days and hours of operation, the number of patrons, the

numbers of employees and their duties, the identity of the manager or managers who shall be on premises during all hours of operation, the types or classes of entertainment (in terms of the types of instruments, numbers of performers and sound levels) to be provided, and the amount of parking, both on-site and off-site, to be provided. If sound amplification is to be used, the plan shall also include a specific description of the amplification system.

(f) The address to which notice, when required, is to be sent or mailed, and the name and address of a person authorized to accept service of process, if not otherwise set forth herein.

(g) Whether the application is for a new permit or for the renewal of an existing permit.

(h) The Chief of Police may require further information as he or she deems necessary.

SEC. 1070.5. DETERMINATION OF APPLICATION ((NOTICE OF HEARING)).

(a) When an application is filed for a new permit under this article, the Chief of Police shall fix a time and place for a public hearing thereon to determine whether issuance of the permit would result in any of the conditions set forth in subsection (e). The hearing must be held within twenty-five (25) working days of the date the completed application is received.

(b) At the time of filing of an application, the applicant shall notify the Chief of Police of any outstanding requests for permits or approvals from other City departments relating to the premises of the proposed cabaret. The Chief of Police shall notify those departments of the filing of the application. Those departments shall complete all necessary inspections and report

their determinations to the Chief of Police within twenty (20) working days of the filing of the application.

(c) Not less than 10 days before the date of such hearing, the Chief of Police shall cause to be posted a notice of such hearing in a conspicuous place on the property in which or on which the proposed cabaret is to be operated. Such notice shall set forth the specific type of entertainment which the applicant intends to conduct. Such posting of notice shall be carried out by the Police Department, and the applicant shall maintain said notice as posted the required number of days.

(d) At the hearing, the applicant and any other interested party, including the Police Department or any other public agency, shall be allowed to introduce evidence and present argument. The hearing officer shall issue a written statement of his or her conclusions to the Chief of Police within ten working days of the close of the hearing. The Chief of Police shall make a final decision upon the application within five working days of receipt of the hearing officer's statement, and the Chief of Police shall notify the applicant, and any other interested party who has made a written request, of the final decision by first class mail.

(e) No time limit shall commence running until the submission of a completed application. Upon the applicant's request, the Chief of Police shall continue the hearing to allow the applicant opportunity to comply with the requirements of this Article or any other state or local law. Upon the applicant's request, the Chief of Police shall also issue a conditional approval of the permit application, pending approval of the permit by other City agencies, if sufficient information has been provided to allow for adequate evaluation of the proposal and if

grounds for denial, as set forth in subsection (f), are not present.

(f) The Chief of Police shall grant a permit pursuant to this Article unless he or she finds that:

(i) the building, structure, equipment or location of the proposed place of entertainment does not comply with or fails to meet all of the health, zoning, fire and safety requirements or standards of all the laws of the State of California or ordinances of the City and County of San Francisco applicable to such business operation; or,

(ii) the building, structure, equipment or location of the proposed cabaret cannot adequately accomodate the type and volume of vehicle and pedestrian traffic anticipated; or,

(iii) the building, structure, equipment or location of the proposed cabaret lack adequate safeguards to prevent emissions of noise, glare, dust and odor that substantially interfere with the public health, safety and welfare or the peaceful enjoyment of neighboring property.

(g) An applicant whose application for a permit has been denied pursuant to this section may seek immediate judicial review pursuant to Code of Civil Procedure Section 1085 or Section 1094.5. The applicant is not required to exhaust his or her administrative remedies before the Board of Permit Appeals.

SEC. 1070.17. SUSPENSION AND REVOCATION.

((In addition to the causes set forth in Charter Section 35.6,)) (a) Any permit issued under the terms of this article may be ((revoked or)) suspended at any time by the Chief of Police if the Chief of Police determines after a noticed public hearing

that any of the following conditions exist:

(1) ((The conduct of the establishment does not or will not comport with the public welfare for any reason)) The building, structure, equipment or location of the proposed cabaret does not comply with or fails to meet all of the health, zoning, fire and safety requirements or standards of all the laws of the State of California or ordinances of the City and County of San Francisco applicable to such business operation; or,

(2) ((The same has been operated in an illegal, improper or disorderly manner)) The establishment has been operated in a manner that has harmed the public health, safety or welfare by significantly increasing pedestrian traffic, the incidence of disorderly conduct, or the level of noise in the area in which the premises are located, and the permittee has failed, after being requested by the Police Department to do so, to take reasonable steps to alleviate these conditions, such as providing additional off-street parking, security, sound-proofing, restroom facilities, or refuse containers; or,

(3) The proprietor or persons in charge thereof have violated, ((or)) permitted the violation, or failed to take reasonable steps, after being requested by the Police Department to do so, to halt violations on the premises or in connection with the operation of the establishment, ((any infraction)) of any following laws ((law)) of the State of California: Penal Code Sections 266h, 266i, 315, 316, 330, 337a, 647(b); Business and Professions Code Sections 23300, 25602, 25631, 25657, 25658; Health and Safety Code Sections 11351, 11352, 11359, 11360, 11378,

11379, 11378.5, 11379.5; or, the proprietor or persons in charge thereof have implemented, maintained or permitted any admission or related policy or practice which violates Section 3305 of the San Francisco Police Code.

(4) ((The permittee, or any other person associated with him as principal or partner, or in any position or capacity involving partial or total control over the conduct of the place for which such permit was issued, has been convicted in any court of competent jurisdiction of any offense involving the presentation, exhibition or performance of any lewd, indecent or obscene show of any kind or of a crime involving moral turpitude.)) The proprietor or persons in charge thereof have violated or permitted the violation of any other provision of this Article or of the permit, on the premises or in connection with the operation of the establishment.

(b) The penalty for the first violation under subsection (a) within a period of six months shall be suspension of said permit for a period of thirty days. The penalty for the second violation within a period of six months shall be suspension of said permit for a period of sixty days. The penalty for the third and subsequent violations within a period of six months shall be suspension of said permit for a period of ninety days. For the purposes of this subsection, calculation of the six months shall not include any period of time during which the permit was suspended.

(c) Any permit issued under the terms of this article may be revoked at any time by the Chief of Police if the Chief of Police determines after a noticed public hearing that any of the following conditions exist:

(1) The permittee has knowingly made any false, misleading or fraudulent statement of material fact in the application for a permit;

(2) The permittee has failed to pay any fee or charge required under this Article; or,

(3) The permittee has permanently ceased operation of the business.

(d) A revocation pursuant to subsection (c) shall not prejudice the right of an applicant to apply for a new permit.

Section 3. Notwithstanding any other provisions of these Articles to the contrary, any suspension or revocation pursuant to these Articles that was the subject of litigation as of August 1, 1991 is hereby stayed and shall have no force or effect. In adopting this ordinance, the Board of Supervisors does not intend to affect the ability of the City to institute or re-institute suspension proceedings for violations occurring prior to the effective date of these amendments.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

Deputy City Attorney

0918g (from 0744g) (08/13/91)

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
August 19, 1991	§	August 26, 1991
	§	
	§	
Ayes: Supervisors Achtenberg Alioto	§	Ayes: Supervisors Achtenberg Alioto
Gonzalez Hallinan Hsieh Kennedy	§	Gonzalez Hallinan Hsieh Kennedy
Maher Shelley Ward	§	Maher Migden Shelley Ward
	§	
Absent: Supervisors Britt Migden	§	Absent: Supervisor Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
121-91-4

SEP 0 4 1991

Date Approved

Mayor

File No. 36-91-7.1 Ordinance No. 326-91

(Zoning Change -- Nob Hill Special Use District)

ADOPTING CHANGES IN PROPERTY USE CLASSIFICATION AS AN AMENDMENT TO THE ZONING MAP OF THE CITY AND COUNTY OF SAN FRANCISCO OF PROPERTY LOCATED AT 1208-50 JONES STREET, 1275 CLAY STREET AND 1298 SACRAMENTO STREET, LOTS 27, 30, 43, 44-55, 58-88, 90, 125 AND 132-142 (FORMERLY LOT 126) IN ASSESSOR'S BLOCK 221 WITHIN AN RM-4 (MIXED RESIDENTIAL, HIGH DENSITY) DISTRICT (LOTS 27, 43, AND 125 AND PORTIONS OF LOTS 44/55, 58/88 AND 90) AND AN RM-3 (MIXED RESIDENTIAL, MEDIUM DENSITY) DISTRICT (LOTS 132-142 AND THE REMAINDER OF LOTS 44/55, 58/88 AND 90) TO INCLUDE SAID PROPERTY WITHIN THE BOUNDARIES OF THE NOB HILL SPECIAL USE DISTRICT.

Be it ordained by the People of the City and County of San Francisco:

Section 1. On November 11, 1988, the Department of City Planning ("Department") issued a Preliminary Negative Declaration of Environmental Impact, 88.500EZ, for the proposed rezoning of the property at 1208-1250 Jones Street, 1275 Clay Street and 1298 Sacramento Street, Lots 27, 30, 43, 44-55, 58-88, 90, 125 and 132-142 (formerly Lot 126) in Assessor's Block 221. On November 22, 1988, the Department adopted and issued a Final Negative Declaration of Environmental Impact for said project 88.500EZ. Pursuant to Section 302(c) of the City Planning Code, Part II, Chapter II of the San Francisco Municipal Code, the following change in property use classification, duly approved by Resolution No. 12056 of the City Planning Commission on October 25, 1990, is hereby adopted as an amendment to the Zoning Map of the City and County of San Francisco.

Description of Property	Use District to be Superseded	Use District Hereby Approved
Beginning at a point on the east line of Jones Street at the point of its intersection with the north line of Sacramento Street, thence northerly a distance of 275 feet crossing Pleasant Street to the point of its intersection with the south line of Clay Street, thence at a right angle along said southerly line of Clay Street a distance of 137.5 feet, thence at a right angle southerly a distance of 137.5 feet to the centerline of Pleasant Street, thence at a right angle westerly a distance of 69.5 feet along said centerline of Pleasant Street, thence at a right angle southerly a distance of 137.5 feet to the north line of Sacramento Street, thence at a right angle westerly a distance of 68 feet to the point of beginning and all adjacent street areas to their centerlines.	An RM-4 (Mixed Residential, High Density) (Lots 27, 43, and 125 and portions of Lots 44-55, 58-88 and 90) and RM-3 (Mixed Residential, Medium Density) (Lots 30, 132-142 and the remainder of Lots 44-55, 58-88 and 90) districts.	RM-4 (Mixed Residential, High Density) (Lots 27, 43, and 125 and portions of Lots 44-55, 58-88 and 90) and RM-3 (Mixed Residential, Medium Density) (Lots 30, 132-142 and the remainder of Lots 44-55, 58-88 and 90) districts and the Nob Hill Special Use District.

Section 2. Pursuant to Section 101.1 of the City Planning Code, this Board of Supervisors adopts findings related to the eight priority policies set forth therein as elaborated in said City Planning Commission Resolution No. 12056.

APPROVED AS TO FORM:
LOUISE RENNE, CITY ATTORNEY

BY Leodone R. Foley
Deputy City Attorney

RECOMMENDED:
CITY PLANNING COMMISSION:

Dean L. Macris
Director of Planning

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
September 3, 1991	§	September 9, 1991
	§	
	§	
Ayes: Supervisors Achtenberg Alioto	§	Ayes: Supervisors Achtenberg Alioto
Gonzalez Hallinan Hsieh Kennedy	§	Britt Hallinan Hsieh Kennedy
Maher Migden Shelley Ward	§	Maher Migden Shelley Ward
	§	
Absent: Supervisor Britt	§	Absent: Supervisor Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
36-91-7.1

SEP 11 1991
Date Approved

Mayor

FILE NO. 45-91-47

ORDINANCE NO. 327-91

RO #91042

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF CALIFORNIA STATE AUTOMOBILE ASSOCIATION AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $364,000 IN THREE EQUAL NON-INTEREST BEARING INSTALLMENTS.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the actions entitled "CALIFORNIA STATE AUTOMOBILE ASSOCIATION v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 858-301 by payment in the total amount of $364,000 to be paid in three equal, non-interest bearing installments as follows:

July 31, 1991	$121,000
July 31, 1992	$121,000
July 31, 1993	$122,000

Provided, however, that if any installment is not timely paid, interest will accrue thereon at $30 per day.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

ROBERT A. KENEALEY
Assistant Chief
Deputy City Attorney

RECOMMENDED:

RICHARD D. HONGISTO
ASSESSOR

STEVE DUNBAR
Chief Assistant Assessor

FUNDS AVAILABLE:

Jason Maher for
CONTROLLER

50 064 08 03 01 029843
GL 211 000001 $121,000.00

AUG 13 1991

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 3, 1991	September 9, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Britt Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Maher	Absent: Supervisor Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
45-91-47

SEP 11 1991
Date Approved

Mayor

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FILE NO. 104-91-1 ORDINANCE NO. 328-91

FIXING SCHEDULES OF COMPENSATION EFFECTIVE JULY 1, 1991, TO BE PAID UNDER THE PROVISIONS OF CHARTER SECTION 8.404 TO EMPLOYEES OCCUPYING CLASSIFICATION 9163 TRANSIT OPERATOR AND RELATED TRAINEE CLASS, BY ESTABLISHING THE DOLLAR VALUE DIFFERENCE BETWEEN VACATION RETIREMENT AND HEALTH SERVICE BENEFITS TO BE PAID INTO THE TRANSPORT WORKERS UNION SAN FRANCISCO MUNICIPAL RAILWAY TRUST FUND, INCORPORATING BY REFERENCE A MEMORANDUM OF UNDERSTANDING, AND BY ESTABLISHING CONDITIONS AND BENEFITS OF EMPLOYMENT OTHER THAN WAGES FOR SAID CLASSIFICATIONS, PROVISIONS HEREOF TO REMAIN IN EFFECT UNTIL THE ADOPTION OF ANY ORDINANCE ESTABLISHING DIFFERENT PROVISIONS.

Be it ordained by the People of the City and County of San Francisco:

SECTION 1. This ordinance incorporates by reference all terms of the Memorandum of Understanding entered into between the City and County of San Francisco and Transport Workers Union of America, AFL-CIO, and Transport Workers Union, Local 250-A for fiscal year 1991-92. The provisions of this ordinance shall remain in effect after the end of fiscal year 1991-92 until the passage of an ordinance establishing different provisions.

APPROVED AS TO CLASSIFICATION
CIVIL SERVICE COMMISSION

GENERAL MANAGER, PERSONNEL

APPROVED AS TO FORM
LOUISE RENNE

By: Theodore R. Lakey
DEPUTY CITY ATTORNEY

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
August 26, 1991	September 3, 1991
Ayes: Supervisors Achtenberg Gonzalez Hallinan Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Alioto Britt Hsieh Maher	Absent: Supervisors Britt Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 104-91-1

SEP 11 1991
Date Approved

Mayor

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(Nob Hill Special Use District)

AMENDING PART II, CHAPTER II, OF THE SAN FRANCISCO MUNICIPAL CODE (CITY PLANNING CODE) BY AMENDING SECTION 238 THEREOF, RELATING TO EATING AND DRINKING USES, PRIVATE CLUBS, AWNINGS, CANOPIES AND MARQUEES, AND FINDING CONSISTENCY WITH THE PRIORITY POLICIES SET FORTH IN CITY PLANNING CODE SECTION 101.1.

Note: Additions are underlined; deletions are in ((double parenthesis)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter II, of the San Francisco Municipal Code (City Planning Code) is hereby amended by amending Section 238 thereof to read as follows:

SEC. 238. **NOB HILL SPECIAL USE DISTRICT.**

In order to provide for an established area with a unique combination of uses and a special identity, there shall be a Nob Hill Special Use District as designated on Sectional Map No. 1 SU[4] of the Zoning Map. The following provisions shall apply within such special use district:

(a) A hotel, inn or hostel, as described in Section 209.2(e) of this Code, may be permitted by the City Planning Commission as a conditional use under Section 303 of this Code.

(b) In connection with any permitted principal or conditional use located in such special use district, incidental commercial uses may be permitted by the City Planning Commission as a conditional use under Section 303 of this Code, if designed primarily for occupants of and visitors to the use to which they are incidental, accessible to the general public only from within the building and not identified outside the building by means of any sign or signs.

(c) A private lodge, private clubhouse, private recreational facility or community facility other than as specified in City Planning Code Subsection 209.4(a) of this Code, and which is not operated as a gainful (for profit) business may be permitted by the City Planning Commission as a conditional use under Section 303 of this Code.

(d) Eating and drinking uses as defined in Section 790.34 of this Code, with the exception of large fast food restaurants as defined in Section 790.90 of this Code, may be permitted by the City Planning Commission as a conditional use under Section 303 of this Code. The limitations on design, accessibility and identification set forth in Subsection (b) above shall not apply to such uses hereby permitted.

(e) Signage for principal permitted uses or for eating and drinking uses within the Nob Hill Special Use District shall be limited as per City Planning Code Section 606 with the exception that projecting signs in the form of sign copy on canopies and awnings shall be permitted for eating and drinking uses in lieu of wall signs unless otherwise limited as a condition of approval of a conditional use authorization.

(f) The various uses provided for in Subsections 238(a) through 238(e) above are not permitted in any portion of a building which is devoted to a dwelling unit or to group housing as defined in Section 209.2(a) of this Code.

(g) Awnings, canopies and marquees, as regulated in Section 136.3 of this Code, shall be permitted in the Nob Hill Special Use District.

Section 2. This Board of Supervisors finds that this legislation is consistent with the eight priority policies contained in City Planning Code Section 101.1 and hereby adopts City Planning Commission Resolution No. approving findings related to these priority policies of said Section 101.1 of the City Planning Code.

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APPROVED AS TO FORM:

LOUISE H. RENNE

CITY ATTORNEY

By _____

Deputy City Attorney

RECOMMENDED:

CITY PLANNING COMMISSION

_____

Dean L. Macris

Director of Planning

Board of Supervisors, San Francisco

Passed for Second Reading	$	Finally Passed
	$	
September 3, 1991	$	September 9, 1991
	$	
	$	
Ayes: Supervisors Achtenberg Alioto	$	Ayes: Supervisors Achtenberg Alioto
Gonzalez Hallinan Hsieh Kennedy	$	Britt Hallinan Hsieh Kennedy
Maher Migden Shelley Ward	$	Maher Migden Shelley Ward
	$	
Absent: Supervisor Britt	$	Absent: Supervisor Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____

Clerk

File No.
115-91-9

SEP 11 1991

Date Approved

_____

Mayor

FILE NO. 172-91-8 ORDINANCE NO. 830-91

APPROVING FIRST AMENDMENT TO OPTION AGREEMENT BETWEEN THE REDEVELOPMENT AGENCY OF THE CITY AND COUNTY OF SAN FRANCISCO AND THE CITY AND COUNTY OF SAN FRANCISCO, ACTING BY AND THROUGH THE SAN FRANCISCO PORT COMMISSION.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Pursuant to Section 7.402-1 of the Charter of the City and County of San Francisco, the Board of Supervisors hereby approves the First Amendment to the Option Agreement between the Redevelopment Agency of the City and County of San Francisco and the City and County of San Francisco, acting by and through the San Francisco Port Commission. Said Option agreement was approved by Ordinance No. 389-84, a copy of which is on file with the Clerk of the Board of Supervisors in File No. 65-84-15.

Approved as to form:

LOUISE H. RENNE, CITY ATTORNEY

By
John J. Pizza
Deputy City Attorney

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
August 26, 1991	September 3, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward
Absent: Supervisor Britt	Absent: Supervisors Britt Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
172-91-8

SEP 11 1991
Date Approved

Mayor

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FILE NO. 101-91-9

ORDINANCE NO. 331-91

RO #91052 SA #

(Government Funding)

AMENDING THE ANNUAL APPROPRIATION ORDINANCE FOR FISCAL YEAR 1991-92, FILE NO. 101-91-2, ORDINANCE NO. 303-91, GIVING EFFECT TO REVENUE CHANGES PURSUANT TO CHARTER SECTION 6.208 AND ADJUSTING APPROPRIATIONS TO MEET THE REQUIREMENTS OF THE ART COMMISSION, AIRPORT, CLEANWATER, MUNICIPAL COURT AND COUNTY EDUCATION DEPARTMENT PURSUANT TO CHARTER SECTION 6.400, AS A PRE-REQUISITE TO LEVY A TAX PURSUANT TO CHARTER SECTION 6.208.

BE IT ORDAINED BY THE PEOPLE OF THE CITY AND COUNTY OF SAN FRANCISCO:

Section 1. The Annual Appropriation Ordinance for Fiscal Year 1991-92, File No. 101-91-2, Ordinance No. 303-91, is hereby amended by the following increases and decreases in revenue and expenditure accounts as indicated (in revenue appropriations and Year End Surplus accounts increases are shown as debits while decreases are shown as credits; in expenditure appropriations, reserves and addition to surplus accounts increases are shown as credits while decreases are shown as debits):

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	**General Fund**		
	Revenue Appropriation		
GL 905 (000026)	Unappropriated Revenue Reserved		
Subsidiary (00006)	General Reserve		$262,180
	Expenditure Appropriation		
11-00-00	**Municipal Court**		
01-0010 (317016)	Permanent Salaries		24,978
04-0600	Retirement		3,749
28-00-00	**Art Commission**		
2010 (330217)	Program Project Budget		
Project #00401	Municipal Symphony Concerts		$ 24,577
07-00-00	**County Education Office**		
10-1400 (307017)	Fixed charges	52,269	
10-1460	Rental of Property	263,215	
	TOTAL	$ 315,484	$315,484
02-002	**Animal Control Fund**		
	Revenue Appropriation		
G.L. 903 (045526)	Addition To Surplus		$ 58,000
G.L. 906 (045526)	Year End Surplus	58,000	-
	Total	$ 58,000	$ 58,000
02-006	**Cable TV Access Development and Program Fund**		
	Revenue Appropriation		
GL 903 (007658)	Addition to Surplus		$ 48,000
GL 906 (007658)	Year End Surplus	48,000	
	Total	$ 48,000	$ 48,000
02-012	**Rent Arbitration Fund Revenue Appropriations**		
G.L.903 (008854)	Addition to Surplus		$ 220,000
G.L.906 (008854)	Year End Surplus	$ 220,000	
	Total	$ 220,000	$ 220,000
02-071	**Off Street Parking Fund Revenue Appropriation**		
GL 903 (003327)	Addition to Surplus		$ 1,720,000
GL 906 (003327)	Year End Surplus	$ 1,720,000	
BOARD OF SUPERVISORS	Total	$ 1,720,000	$ 1,720,000

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DEPARRTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
02-091	Special Gas Tax and Street Improvement Fund Revenue Appropriation		
G.L. 903 (002063)	Addition to Surplus		$ 545,000
G.L. 906 (002063)	Year End Surplus	$ 545,000	
	Total	$ 545,000	$ 545,000
02-093	Building Inspection Fund		
	Revenue Appropriation		
GL 903 (008037)	Addition to Surplus		$ 280,000
GL 906 (008037)	Year End Surplus	280,000	
	Total	$ 280,000	$ 280,000
02-221	Open Space and Park Renovation Fund		
	Revenue Appropriation		
GL 903 (002188)	Addition to Surplus		$ 2,770,000
GL 906 (002188)	Year End Surplus	$ 2,770,000	
	Total	$ 2,770,000	$ 2,770,000
02-222	Candlestick Park Fund		
	Revenue Appropriation		
GL 903 (002196)	Addition to Surplus		$ 1,645,000
GL 906 (002196)	Year End Surplus	$ 1,645,000	
	Total	$ 1,645,000	$ 1,645,000
02-224	Marina Yacht Harbor Fund		
	Revenue Appropriation		
G.L. 903 (002212)	Addition to Surplus		$ 179,000
G.L. 906 (002212)	Year End Surplus	$ 179,000	
	Total	$ 179,000	$ 179,000

DEPARRTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
02-229	Special Recreation and Park Revenue Fund		
	Revenue Appropriation		
G.L. 903 (004077)	Addition to Surplus		$ 851,000
G.L. 906 (004077)	Year End Surplus	$ 851,000	
	Total	$ 851,000	$ 851,000
02-301	Yerba Buena Center Fund		
	Revenue Appropriation		
G.L. 903 (002295)	Addition to Surplus		$ 4,960,000
G.L. 906 (002295)	Year End Surplus	$ 4,960,000	
	Total	$ 4,960,000	$ 4,960,000
02-303	War Memorial Special Fund		
	Revenue Appropriation		
G.L. 903 (002519)	Addition to Surplus		$ 550,000
GL 906 (002295)	Year End Surplus	$ 550,000	
	Total	$ 550,000	$ 550,000
02-403	Admission Fund		
	Revenue Appropriation		
GL 903 (002469)	Addition to Surplus		$ 38,000
GL 906 (002469)	Year End Surplus	$ 38,000	
	Total	$ 38,000	$ 38,000
02-412	Street Artists' Fund		
Project 10-101	Revenue Appropriation		
G.L. 903 (002410)	Addition to Surplus		$ 7,000
G.L. 906 (002410)	Year End Surplus	$ 7,000	
	Total	$ 7,000	$ 7,000

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
02-413	**Market Street Art Maintenance Fund**		
	Revenue Appropriation		
G.L. 903 (013169)	Addition to Surplus		$ 59,000
G.L. 906 (013169)	Year End Surplus	$ 59,000	
	Total	$ 59,000	$ 59,000
02-415	**Youth Arts Fund**		
	Revenue Appropriation		
G.L. 903 (013144)	Addition to Surplus		$ 24,000
G.L. 906 (013144)	Year End Surplus	$ 24,000	
	Total	$ 24,000	$ 24,000
02-416	**Neighborhood Beautification Fund**		
	Revenue Appropriation		
G.L. 903 (014050)	Addition to Surplus		$ 94,000
G.L. 906 (014050)	Year End Surplus	$ 94,000	
	Total	$ 94,000	$ 94,000
02-453	**Services For Outside Agencies Fund**		
	Revenue Appropriation		
G.L. 903 (049197)	Addition to Surplus		$ 118,000
G.L. 906 (049197)	Year End Surplus	$ 118,000	
	Total	$ 118,000	$ 118,000
02-502	**County Automated Warrant System Fund**		
	Revenue Appropriation		
G.L. 903 (049197)	Addition to Surplus		$ 91,000
G.L. 906 (007955)	Year End Surplus	$ 91,000	
	Total	$ 91,000	$ 91,000

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
07-001	**Bond Interest and Redemption Fund**		
	Revenue Appropriation		
G.L. 903 (021063)	Addition To surplus		$ 2,130,000
GL 906 (021063)	Year End Surplus	$ 2,130,000	
	Total	$ 2,130,000	$ 2,130,000
30-001	**Airport Operating Fund**		
27-00-00	**Revenue Appropriation Airports Commission**		
	Revenue Appropriation		
90-9015 (044149)	Authorized Air Carriers		$ 7,500,000
G.L. 903 (022012)	Addition To Surplus	4,800,000	
G.L. 906 (022012)	Year End Surplus	$ 2,700,000	
	Total	$ 7,500,000	$ 7,500,000
32-001	**Water Department Operating Fund**		
	Revenue Appropriation		
G.L. 903 (024018)	Addition to Surplus		$ 4,800,000
G.L. 906 (024018)	Year End Surplus	$ 4,800,000	
	Total	$ 4,800,000	$ 4,800,000
33-001	**Hetch Hetchy Operating Fund**		
	Revenue Appropriation		
G.L. 903 (025015)	Addition to Surplus		$ 402,500
G.L. 906 (025015)	Year End Surplus	$ 402,500	
	Total	$ 402,500	$ 402,500
34-001	**San Francisco Harbor Operating Fund**		
	Revenue Appropriation		
G.L. 903 (026013)	Addition to Surplus		$ 11,860,000
G.L. 906 (026013)	Year End Surplus	$11,860,000	
	Total	$11,860,000	$11,860,000

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DEPARRTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	CREDIT
35-001	Clean Water Operating Fund		
	Revenue Appropriation		
GL 903 (027565)	Addition to Surplus		$ 2,723,148
GL 906 (027565)	Year End Surplus	$ 8,264,074	
	Expenditure Appropriation		
09-06-00	Public Works - Engineering		
Program 2101	Clean Water Operations		
40-40000 (778480)	Debt Service		5,540,926
	Total	$ 8,264,074	$8,264,074

Section 2. Funds are hereby appropriated for a salary range adjustment for twenty (20) positions by amendment to the Annual Salary Ordinance (Board of Supervisor's File No. 102-91-2) as follows:

FUND Department Classification	General Fund Municipal Court Rate	No. of Positions
0350 Court Reporters	$4,198 B $4,940	20

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

By: _____
DEPUTY CITY ATTORNEY

_____
CONTROLLER

Civil Service Commission

John J. Walsh FIA
General Manager

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 3, 1991	September 9, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Britt Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Maher	Absent: Supervisor Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
101-91-9

SEP 12 1991
Date Approved

Mayor

FILE NO. 124-91-5 ORDINANCE NO. 332-91

[Permitting Towaway from Bus Zones]
AMENDING PART II, CHAPTER XI OF THE SAN FRANCISCO MUNICIPAL CODE (TRAFFIC CODE), BY ADDING SECTION 62A THERETO, PROHIBITING STOPPING IN BUS ZONES, AND BY AMENDING SECTION 59 AND 71b THEREOF, DEFINING VEHICLES PARKED OR STOPPED IN BUS ZONES AS OBSTRUCTING TRAFFIC, THEREBY PERMITTING THE TOWING AWAY OF ILLEGALY PARKED OR STOPPED VEHICLES FROM BUS ZONES.

Note: Additions or substitutions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 3, Part II, Chapter XI of the San Francisco Municipal Code (Traffic Code) is hereby amended by adding Section 62A thereto to read as follows:

SEC 62A. STOPPING PROHIBITED IN BUS ZONES. No person shall park, stop, or leave standing any vehicle in a designated bus zone.

Section 2. Article 3, Part II, Chapter XI of the San Francisco Municipal Code (Traffic Code) is hereby amended by amending Section 59 to read as follows:

SEC. 59. SPECIFIC DEFINITIONS OF WORDS USED HEREIN. The following definitions shall govern the interpretation of terms used in Section 60, 61, 62 and 62A of this Article.

(a) Bus. Any intraurban public passenger-carrying bus or trolley coach.

(b) Bus Zone. That area of the roadway set apart for the exclusive parking or stopping of buses while loading or unloading passengers and which is plainly designated by curb or pavement painting or a sign approved by the Director of ((Public Works)) Parking and Traffic.

Section 3. Article 3, Part II, Chapter XI of the San Francisco Municipal Code (Traffic Code) is hereby amended by amending Section 71b to read as follows:

SEC. 71b. VEHICLES OBSTRUCTING THE NORMAL FLOW OF TRAFFIC. Any vehicle parked or stopped in violation of Subdivision (a) of Section 32, Subdivision (b) of Section 38, Section 33.3, Section 33.3.1, Section 33.3.2, Section 62A or Section 71 of this Article, shall be deemed to be left standing on a street in an unusual position and obstructing the normal movement of traffic thereof.

APPROVED AS TO FORM :
LOUISE H. RENNE, CITY ATTORNEY

Deputy City Attorney

RECOMMENDED:

Rina Cutler
Executive Director
Parking & Traffic

SUPERVISORS SHELLEY, ACHTENBERG AND GONZALEZ, ALIOTO, HSIEH, KENNEDY, MIGDEN

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SEP 27 1991

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
August 26, 1991	§	September 3, 1991
Ayes: Supervisors Achtenberg Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	§	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward
Noes: Supervisor Maher	§	
Absent: Supervisors Alioto Britt	§	Absent: Supervisors Britt Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
124-91-5

SEP 13 1991

Date Approved

Mayor

FILE NO. 62-91-4 ORDINANCE NO. 333-91

[Hall of Justice Cafeteria Lease]

APPROVING AND ADOPTING HALL OF JUSTICE CAFETERIA LEGAL DOCUMENTS AND AUTHORIZATION TO LEASE.

Be It Ordained by the People of the City and County of San Francisco:

Section 1. In accordance with the recommendation of the Director of Property of the City and County of San Francisco, there has been filed with the Clerk of the board certain documents which consist of:

1. Form of Invitation for Bids
2. Form of Bid
3. Form of Questionnaire
4. Form of Lease

Section 2. The legal documents are hereby approved in substantially the form now filed in the Office of the Clerk of the Board of Supervisors and are made a part hereof by reference.

Section 3. The Director of Property is authorized to call for bids of said lease pursuant to and in accordance with the Invitation of Bids and Bid Form.

Recommended:

Director of Property

APPROVED AS TO FORM:
Louise H. Renne, City Attorney

By Deputy City Attorney

3105

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 3, 1991	September 9, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Britt Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Maher	Absent: Supervisor Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 62-91-4

SEP 1 9 1991
Date Approved

Mayor

DOCUMENTS DEPT.

SEP 2 7 1991

SAN FRANCISCO
PUBLIC LIBRARY

FILE NO. 45-91-46

ORDINANCE NO. 334-91

RO #91039

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF ANDY POWERS vs. CITY AND COUNTY OF SAN FRANCISCO, ET AL.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "ANDY POWERS AGAINST THE CITY AND COUNTY OF SAN FRANCISCO, ET AL." (Superior Court No. 918-270), by the payment of Twenty Seven Thousand and Five Hundred Dollars ($27,500.00).

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

KIMBERLY A. REILEY
Chief Trial Deputy

RECOMMENDED:

DEPARTMENT OF PUBLIC W RKS

RICHARD EVANS
Director

FUNDS AVAILABLE:

CONTROLLER

01 001 97 09 90
309674 1450 $27,500.00

AUG 07 1991

APPROVED:

RUDOLF NOTHENBERG
Chief Administrative Officer

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 3, 1991	September 9, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Britt Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Maher	Absent: Supervisor Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-91-46

SEP 1 9 1991
Date Approved

Mayor

DOCUMENTS DEPT.

SEP 2 7 1991

FILE NO. 45-91-48

ORDINANCE NO. 335-91

RO #91041

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF KENNETH HOLMAN AND WATSON MARQUARDT AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $17,500.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "KENNETH HOLMAN AND WATSON MARQUARDT v. HOWARD TSE, CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 892-377, by the payment of $17,500.

APPROVED AS TO FORM
AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

KIMBERLY A. REILLY
Chief Trial Deputy

RECOMMENDED:

RICHARD J. EVANS, Director
Department of Public Works

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

01 001 97 09 90
309674 1450 $17,500.00

AUG 12 1991

APPROVED

RUDOLF NOTHENBERG
Chief Administrative Officer

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 3, 1991	September 9, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Britt Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Maher	Absent: Supervisor Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
45-91-48

SEP 19 1991
Date Approved

Mayor

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SEP 27 1991
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FILE NO. 46-91-11 ORDINANCE NO. 336-91

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF CITY AND COUNTY OF SAN FRANCISCO V. DANIEL DUKE CHUCK, CYNTHIA VELEZ, ET AL., UPON RECEIPT OF THE SUM OF $7,500.00 AND DISMISSAL OF COMPLAINT.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized and directed to settle San FranciscoMunicipal Court No. 059710 entitled "City and County of San Francisco, Plaintiff, v. Daniel Duke Chuck, Cynthia Velez, et al., Defendants" by acceptance of the sum of $7,500.00 from the defendants and dismissing complaint.

Section 2. Upon receipt of said sum of $7,500.00 and appropriate paperwork the City Attorney is authorized to dismiss said complaint.

APPROVED
AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

By Kimberly A. Reiley
KIMBERLY A. REILEY
Chief Trial Deputy

RECOMMENDED:

RETIREMENT BOARD
SAN FRANCISCO CITY AND COUNTY
EMPLOYEES' RETIREMENT SYSTEM

By Pam Levesque
PAM LEVESQUE
Executive Assistant to
General Manager

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 3, 1991	September 9, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Britt Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Maher	Absent: Supervisor Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
46-91-11

SEP 19 1991
Date Approved

Mayor

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FILE NO. 46-91-12 ORDINANCE NO. 337-91

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF SHERMAN A. FORD V. JUAN ESQUIVEL, ET AL., UPON RECEIPT OF THE SUM OF $16,000.00 AND DIMISSAL OF COMPLAINT.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized and directed to settle San Mateo Superior Court No. 333720 entitled "Sherman A. Ford, Plaintiff, v. Juan Esquivel, et al., Defendants" by acceptance of the sum of $16,000.00 from the defendants and dismissing complaint.

Section 2. Upon receipt of said sum of $16,000.00 and appropriate paperwork the City Attorney is authorized to dismiss said complaint.

APPROVED
AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

By Kimberly A. Reiley
KIMBERLY A. REILEY
Chief Trial Deputy

RECOMMENDED:

RETIREMENT BOARD
SAN FRANCISCO CITY AND COUNTY
EMPLOYEES' RETIREMENT SYSTEM

By Pam Levesque
PAM LEVESQUE
Executive Assistant to
General Manager

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 3, 1991	September 9, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Britt Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Maher	Absent: Supervisor Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
46-91-12

SEP 19 1991
Date Approved

Mayor

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SEP 27 1991
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FILE NO. 46-91-13 ORDINANCE NO. 338-91

[SETTLEMENT OF LAWSUIT]

AUTHORING SETTLEMENT OF CITY AND COUNTY OF SAN FRANCISCO V. JOSEPH VINCENT GUILLORY, VICTORIA GUILLORY, ET AL. AND CIVIL SERVICE EMPLOYEES INSURANCE COMPANIES, INC. V. CITY AND COUNTY OF SAN FRANCISCO, MICHAEL REESINK, JOSE ROBLES, ET AL., UPON RECEIPT OF THE SUM OF $15,000.00 AND DISMISSAL OF COMPLAINT.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized and directed to settle San Francisco Superior Court No. 877043 entitled " City and County of San Francisco, Plaintiff, v. Joseph Vincent Guillory, Victoria Guillory, et al., Defendants" and San Francisco Superior Court No. 888782 entitled "Civil Service Employees Insurance Companies, Inc., Plaintiff, v. City and County of San Francisco, Michael Reesink, Jose Robles, et al., Defendants" by acceptance of the sum of $15,000.00 from the defendants and dimissing complaint.

Section 2. Upon receipt of said sum of $15,000.00 and appropriate paperwork the City Attorney is authorized to dismiss said complaint.

APPROVED
AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

By Kimberly A. Reiley
KIMBERLY A. REILEY
Chief Trial Deputy

RECOMMENDED:

RETIREMENT BOARD
SAN FRANCISCO CITY AND COUNTY
EMPLOYEES' RETIREMENT SYSTEM

By Pam Levesque
PAM LEVESQUE
Executive Assistant to
General Manager

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 3, 1991	September 9, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Britt Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Maher	Absent: Supervisor Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
46-91-13

SEP 1 9 1991
Date Approved

Mayor

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FILE NO. 46-91-14 ORDINANCE NO. 339-91

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF SIDNEY CAMPBELL V. MICHAEL SWEETS, ALONZO SWEETS, ELLA SWEETS, FRED HILL, SAN FRANCISCO BOYS' HOME, CATHOLIC YOUTH ORGANIZATION, ET AL., UPON RECEIPT OF THE SUM OF $11,000.00 AND DISMISSAL OF COMPLAINT.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized and directed to settle San Francisco Superior Court No. 904273 entitled "Sidney Campbell, Plaintiff, v. Michael Sweets, Alonzo Sweets, Ella Sweets, Fred Hill, San Francisco Boys' Home, Catholic Youth Organization, et al., Defendants" by acceptance of the sum of $11,000.00 from the defendants and dismissing complaint.

Section 2. Upon receipt of said sum of $11,000.00 and appropriate paperwork the City Attorney is authorized to dismiss said complaint.

APPROVED
AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

By Kimberly A. Reiley
KIMBERLY A. REILEY
Chief Trial Deputy

RECOMMENDED:

RETIREMENT BOARD
SAN FRANCISCO CITY AND COUNTY
EMPLOYEES' RETIREMENT SYSTEM

By Pam Levesque
PAM LEVESQUE
Executive Assistant to
General Manager

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 3, 1991	September 9, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Britt Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Maher	Absent: Supervisor Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
46-91-14

SEP 1 9 1991
Date Approved

Mayor

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SEP 2 7 1991

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FILE NO. 46-91-15 ORDINANCE NO. 340-91

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF ANTHONY HARTZER, ET AL. V. CHARLES ROBINSON, SALLY ROBINSON, ET AL., UPON RECEIPT OF THE SUM OF $5,000.00 AND DISMISSAL OF COMPLAINT.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized and directed to settle San Francisco Superior Court No. 929495 entitled "Anthony Hartzer, et al., Plaintiff, v. Charles Robinson, Sally Robinson, et al., Defendants" by acceptance of the sum of $5,000.00 from the defendants and dismissing complaint.

Section 2. Upon receipt of said sum of $5,000.00 and appropriate paperwork the City Attorney is authorized to dismiss said complaint.

APPROVED
AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

By Kimberly A. Reiley
KIMBERLY A. REILEY
Chief Trial Deputy

RECOMMENDED:

RETIREMENT BOARD
SAN FRANCISCO CITY AND COUNTY
EMPLOYEES' RETIREMENT SYSTEM

By Pam Levesque
PAM LEVESQUE
Executive Assistant to
General Manager

Board of Supervisors, San Francisco

Passed for Second Reading

September 3, 1991

Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward

Absent: Supervisors Britt Maher

Finally Passed

September 9, 1991

Ayes: Supervisors Achtenberg Alioto Britt Hallinan Hsieh Kennedy Maher Migden Shelley Ward

Absent: Supervisor Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
46-91-15

SEP 19 1991
Date Approved

Mayor

SEP 27 1991
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FILE NO. 74-91-1 ORDINANCE NO. 341-91

RO #91049

(TAX RATE SETTING)

PROVIDING REVENUE AND LEVYING TAXES FOR CITY AND COUNTY PURPOSES FOR THE FISCAL YEAR ENDING JUNE 30, 1992.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Under and pursuant to the provisions of the Charter of the City and County of San Francisco and of the laws of the State of California and in conformity therewith a tax is hereby levied for City and County purposes, for the fiscal year ending June 30, 1992 on all property, real and personal, in the City and County of San Francisco, except such property as is by law exempt from taxation, in the sum of one dollar and three thousandths, seven hundred ninety one millionths cents ($1.00030791) on each one hundred dollars valuation of said taxable property as the same appears upon the secured assessment roll of the said City and County for said fiscal year, which said sum as aforesaid is hereby apportioned in accordance with the provisions of Section 6.400 of the Charter to the funds and accounts and for the purpose designated as follows:

For the General Fund to meet the expense of the City and County of San Francisco not subject to said limitations of Section 6.400 of the Charter, including the cost of elections, the construction, maintaining and improving of streets, sewers and buildings, parks, squares, playgrounds and libraries, obligations imposed by the

State Legislative or Constitutional enactment, and obligations imposed by the vote of the People of the City and County of San Francisco,

the rate of	$ .87418319
For the Open Space Acquisition Fund, the rate of	.02500000
For the County Superintendent of Schools, the rate of	.00097335
For the Bond Interest and Redemption Fund, the rate of	.09174070
Total	$ .99189724
Bay Area Air Quality Management District, the rate of	.00208539
Bay Area Rapid Transit District - General Fund, the rate of	.00632528
Total Tax Rate for City & County of San Francisco	$1.00030791

PREPARED BY:

CONTROLLER

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

BY: DEPUTY CITY ATTORNEY

BOARD OF SUPERVISORS

DOCUMENTS DEPT.

SEP 27 1991

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
September 3, 1991	§	September 9, 1991
	§	
	§	
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	§	Ayes: Supervisors Achtenberg Alioto Britt Hallinan Hsieh Kennedy Maher Migden Shelley Ward
	§	
Absent: Supervisors Britt Maher	§	Absent: Supervisor Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
74-91-1

SEP 19 1991
Date Approved

Mayor

FILE NO. 74-91-2

ORDINANCE NO. 342-91

RO #91050

(TAX RATE SETTING)

PROVIDING REVENUE AND LEVYING TAXES FOR SAN FRANCISCO UNIFIED SCHOOL DISTRICT PURPOSES FOR THE FISCAL YEAR ENDING JUNE 30, 1992.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Under and pursuant to the laws of the State of California and in conformity therewith a tax is hereby levied for San Francisco Unified School District purposes, for the fiscal year ending June 30, 1992, on all property, real and personal, in the City and County of San Francisco, except such property as is by law exempt from taxation, in the sum of eight and one hundred fourteen thousandths, seven hundred eighty seven millionths ($0.08114787) cents on each one hundred dollars valuation of said taxable property as the same appears upon the secured assessment roll of the said City and County for said fiscal year, which said sum is hereby apportioned as follows:

For general purposes, the rate of	$ .07698857
For debt service under the Field Act, the rate of	.00415930
Total	$ .08114787

PREPARED BY:

CONTROLLER

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

BY: DEPUTY CITY ATTORNEY

322GEN-p.7

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 3, 1991	September 9, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Britt Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Maher	Absent: Supervisor Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 74-91-2

SEP 19 1991
Date Approved

Mayor

SEP 27 1991
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FILE NO. 74-91-3

ORDINANCE NO. 343-91

RO #91051

(TAX RATE SETTING)

PROVIDING REVENUE AND LEVYING TAXES FOR SAN FRANCISCO COMMUNITY COLLEGE DISTRICT PURPOSES FOR THE FISCAL YEAR ENDING JUNE 30, 1992.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Under and pursuant to the laws of the State of California and in conformity therewith a tax is hereby levied for San Francisco Community College District purposes, for the fiscal year ending June 30, 1992, on all property, real and personal, in the City and County of San Francisco, except such property as is by law exempt from taxation, in the sum of one and four hundred forty four thousandths, four hundred twenty two millionths ($0.01444422) cents on each one hundred dollars valuation of said taxable property as the same appears on the secured assessment roll of the said City and County for said fiscal year.

PREPARED BY:

CONTROLLER

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

BY: DEPUTY CITY ATTORNEY

322GEN-p.6

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 3, 1991	September 9, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Britt Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Maher	Absent: Supervisor Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

Clerk

File No.
74-91-3

SEP 19 1991
Date Approved

Mayor

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(Minority, Women and Local Business Enterprises - Prime Contracts)
AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTION 12D.11 THEREOF, RELATING TO THE PROCUREMENT OF PROFESSIONAL ARCHITECTURAL AND ENGINEERING SERVICES FROM LATINO OWNED ARCHITECT/ENGINEERING FIRMS AND THE PROCUREMENT OF MEDICAL SERVICES FROM BLACK OWNED MEDICAL SERVICES PROVIDERS.

Note: Additions are indicated by underlining.

Be it ordained by the people of the City and County of San Francisco:

Section 1. The San Francisco Administrative Code is hereby amended by amending Section 12D.11 thereof, to read as follows:

Sec. 12D.11. Additional Findings Supporting the Race and Gender-Conscious Bid Preferences -- Consultants and Professional Services.

(A) In addition to the General Findings set forth in Section 12D.2. and based upon the record before this Board, the Board hereby makes additional findings in support of the race and gender-conscious bid preferences for the following specifically enumerated professional services contracts: legal, architect and engineer, computer systems, management consulting, medical services.

1. In Ordinance No. 139-84 this Board identified discriminatory procurement practices against MBEs and WBEs in the award of prime professional services contracts.

2. The evidence before this Board relating to the award of prime legal services contracts for fiscal year 1987-1988 reflects that Black law firms continue to be awarded contract dollars in amounts that are disproportionately lower than the available numbers of Black law firms willing and able to perform legal services for the City. These results cannot be attributed to chance. This Board

finds that these results can only be attributed to discriminatory procurement practices.

The statistical evidence before this Board reflects that there are few Asian, Black, Latino and women owned law firms certified by the Director to provide legal services to the City. An April 1988 San Francisco Bar Association study concludes that there is significant disparity between equally qualified white and minority lawyers in terms of income, current employment positions, hiring, promotion and retention in San Francisco. The study also concludes that a high percentage of white and minority lawyers believe that racial discrimination plays a role in the employment practices of San Francisco legal employers. The report of the Judicial Council Advisory Committee on Gender Bias in the Courts on Civil Litigation and Courtroom Demeanor concludes, among other points, that opportunities for advancement and promotion in the legal profession appear less available to women than to men. In view of these studies, the Board finds that minority lawyers are excluded from employment opportunities due to discriminatory employment practices in San Francisco and that women lawyers are excluded from employment opportunities due to discriminatory practices in California. These employment practices prevent minority and women lawyers from gaining the necessary experience that would enable minority and women lawyers to compete for City legal services contracts. The City in its award of legal services contracts will become a passive participant in those practices.

The City is granting Asian, Black, Latino and women owned law firms a bid preference pursuant to Section 12D.8.(B)2. to encourage majority law firms to joint venture with these minority and women owned law firms when competing for the award of City contracts for legal services. Department shall also grant a

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seven and one-half percent (7.5%) bid/rating preference to any majority owned law firm based in San Francisco that enters into an affirmative action program with the Director and agrees to take affirmative action to perform the following: (1) increase the recruitment, hiring, retention and advancement to partnership of minority lawyers within the firm; (2) have minority lawyers within the firm capable of providing the required services included among those who represent the City; (3) maintain and expand existing joint ventures or other formal associations with minority owned law firms, and retain and otherwise enter into joint ventures or other formal associations with minority owned law firms with which the firm does not currently have such a relationship, on legal matters of the law firm clientele calling for such a relationship; (4) request all law firms which serve as associate counsel, co-counsel or local counsel to the firm to adopt in principle these goals; (5) refer conflict of interest situations to minority owned law firms; and (6) take such additional steps as are practicable to foster and enhance relations between the majority firm and minority owned law firms, including but not limited to providing educational and training opportunities in furtherance of the objectives of this Ordinance as it relates to the legal profession. The affirmative action program developed pursuant to this subsection shall be effective for a period of twelve (12) months after the date of agreement in writing by the law firm and the Director or the term of the legal services contract, whichever term is greater.

3. The evidence before this Board relating to the award of prime architect and engineering contracts for fiscal year 1987-1988 reflects that Black and woman owned architectural/engineering firms continue to be awarded contract

dollars in amounts that are disproportionately lower than the available numbers of Black and woman owned architectural/engineering firms willing and able to perform these services for the City. The evidence before this Board relating to the award of prime architect and engineering contracts for fiscal year 1989-1990 reflects that Asian owned architectural/engineering firms have been awarded contract dollars in amounts that are disproportionately lower than the available numbers of Asian owned architectural/engineering firms willing and able to perform these services for the City. Given that Asian owned architectural/engineering firms enjoy a relatively large share of this market, these statistically significant results cannot be attributed to chance. This Board finds that these results can only be attributed to discriminatory procurement practices.

The evidence before this Board relating to the award of prime architect and engineering contracts for fiscal year 1989-1990 reflects that Latino owned architectural/engineering firms have not been awarded any contract dollars notwithstanding the available numbers of Latino owned architectural/engineering firms willing and able to perform these services for the City. Based on the statistical and other evidence before this Board, the Board concludes that the lack of participation by Latino owned architectural and engineering firms on prime architectural/engineering contracts cannot be attributed to chance. This Board finds that these results can only be attributed to discriminatory procurement practices.

4. The evidence before this Board relating to the award of prime computer systems services contracts for fiscal year 1987-1988 reflects that Asian, Black and women owned computer systems firms continue to be awarded contract dollars in amounts

that are disproportionately lower than the available numbers of Asian, Black and woman owned computer systems firms willing and able to perform these services for the City. These results cannot be attributed to chance. This Board finds that these results can only be attributed to discriminatory procurement practices.

5. The evidence before this Board relating to the award of prime management consulting services contracts for fiscal year 1987-1988 reflects that Asian, Black and women-owned management consulting firms continue to be awarded contract dollars in amounts that are disproportionately lower than the available numbers of Asian, Black and woman owned management consulting firms willing and able to perform these services for the City. These results cannot be attributed to chance. This Board finds that these results can only be attributed to discriminatory procurement practices.

6. The evidence before this Board relating to the award of prime medical services contracts for fiscal year 1987-1988 reflects that Asian, Latino and woman owned medical services firms continue to be awarded contract dollars in amounts that are disproportionately lower than the available numbers of Asian, Latino and woman owned medical services firms willing and able to perform these services for the City. The evidence before this Board relating to the award of prime medical services contracts for fiscal year 1989-1990 reflects that Black owned medical services firms are awarded contract dollars in amounts that are disproportionately lower than the available numbers of Black owned medical services firms willing and able to perform these services for the City. These results cannot be attributed to chance. This Board finds that these results can only be

attributed to discriminatory procurement practices.

7. The evidence before this Board relating to the award of prime miscellaneous professional services contracts for fiscal year 1989-1990 reflects that Asian, Latino, Black and woman owned firms which provide miscellaneous professional services are awarded contract dollars in amounts that are disproportionately lower than the available numbers of Asian, Latino, Black and woman owned firms willing and able to perform these services for the City. These results cannot be attributed to chance. This Board finds that these results can only be attributed to discriminatory procurement practices.

8. The evidence before this Board supports the conclusion that aforementioned MBEs and WBEs are disadvantaged by discriminatory practices when competing for City prime professional services contracts.

9. The Board is granting a competitive advantage, the bid preference, to the MBEs and WBEs identified as having been subject to the identified competitive disadvantage caused by the City's discriminatory procurement practices in the award of the aforementioned professional services contracts.

(B) For all professional services contracts as defined herein, the contract awarding authority or the department making the contract award recommendation shall furnish the Director with an informational copy of all bid conditions and requests for proposals, if any, along with a statement identifying all funds provided by any other governmental agency which will be used in payment of the contract. Prior to solicitation of bids or proposals, the Director may make recommendations to the contract awarding authority with respect to provisions pertaining to MBE and WBE participation.

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(C) Professional Services contracts, the estimated cost of which exceeds ten thousand dollars ($10,000), shall be awarded and administered in accordance with the following standards and procedures:

1. The contract awarding authority or the department making the contract award recommendation shall use good faith efforts to solicit bids or proposals from MBEs and WBEs certified to provide the specified services. MBEs and WBEs shall be provided every practical opportunity to submit bids or proposals;

2. City departments shall include amongst consultant selection panelists individuals who are women and minorities.

3. All consultant selection panels and awarding officers shall apply the bid/rating preferences to each stage of the selection process, e.g. qualifications, proposals and interviews. Each evaluator shall score each consultant on a point system based on a predetermined evaluation criteria and predetermined point value. The selection criteria shall be based solely on objective factors that are related to the ability of the contractor to perform the proposed project. The bid/rating preference shall be applied to the score attained by the MBE, WBE, and/or LBE as set forth in this Ordinance. If the highest score is attained by a MBE or WBE, the department shall enter into good faith negotiations with that consultant. Subject to the prior approval of the Director and upon a showing that those negotiations were undertaken in good faith with the aforementioned MBE or WBE consultant, a department may award the contract to another competing consultant.

4. The Director is empowered to take actions as are designed to ensure compliance with the provisions of this section, which shall include, but are not limited to:

(a) order the suspension of the selection process;

(b) intervene in the selection process to correct contracting practices which hinder equal business opportunities for MBEs and WBEs.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By Mara E. Rosales
Deputy City Attorney

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
September 3, 1991	§	September 9, 1991
	§	
	§	
Ayes: Supervisors Achtenberg Alioto	§	Ayes: Supervisors Achtenberg Alioto
Gonzalez Hallinan Hsieh Kennedy	§	Britt Hallinan Hsieh Kennedy
Maher Migden Shelley Ward	§	Maher Migden Shelley Ward
	§	
Absent: Supervisor Britt	§	Absent: Supervisor Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
97-91-44

SEP 19 1991
Date Approved

Mayor

DOCUMENTS DEPT.
SEP 27 1991
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FILE NO. 155-91-2

ORDINANCE NO. 345-91

RO #91038

[Reward Authorization]

AUTHORIZING PAYMENT OF REWARD TO DOES ONE THROUGH FIVE.

NOTE: This material is entirely new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The Chief of Police is authorized to cause $10,000.00 (ten thousand dollars) in rewards in amounts not to exceed $5,000.00 (five thousand dollars) each to be paid to five individuals who supplied information that led to the arrest and conviction of the person responsible for the murder of Ruben Alfonso. The amount of the rewards shall be determined by the Chief of Police according to the significance of each individual's contribution. In order to cause said payments to be made, the Chief of Police shall certify to the controller in writing the identities of the individuals and the amount of the reward to be paid to each. The Controller shall thereupon issue the warrants and the Chief of Police shall effect their delivery.

Section 2. The Board of Supervisors has been informed by the Chief of Police that the identities of the individuals who gave information leading to the arrest and conviction of Ruben Alfonso must be kept confidential to protect the individuals from retaliation. The Board finds that preserving the safety and anonymity of informants who assist the police in apprehending and convicting dangerous criminals to be an important obligation of the City and County of San Francisco. For this reason, the Controller, the Chief of Police, and all other City officers and

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/ / /

employees shall maintain the confidentiality of all documents, records, and information that disclose or could assist in the discovery of the identities of the aforementioned individuals.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By: G. Scott Emblidge
G. SCOTT EMBLIDGE
Deputy City Attorney

FUNDS AVAILABLE:

By: John W. Madden
Controller

01 001 97 09 38
309781 1450 $10,000.00

JUL 31 1991

9835g

DOCUMENTS DEPT.
SEP 27 1991
PUBLIC LIBRARY

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 3, 1991	September 9, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Britt Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Maher	Absent: Supervisor Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
155-91-2

SEP 19 1991
Date Approved

Mayor

FILE NO. 188-91-8 ORDINANCE NO. 346-91

(Water Conservation)

AMENDING PART II, CHAPTER 12 OF THE SAN FRANCISCO MUNICIPAL CODE (HOUSING CODE) BY AMENDING CHAPTER 12A THERETO TO REQUIRE COMPLIANCE WITH WATER CONSERVATION REQUIREMENTS BY RESIDENTIAL BUILDINGS OF R-3 OCCUPANCY WITHIN THREE YEARS.

NOTE: Additions are underlined; deletions are shown by double parentheses.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter 12 of the San Francisco Municipal Code (Housing Code) is hereby amended by amending Chapter 12A thereto to read as follows:

CHAPTER 12A

RESIDENTIAL WATER CONSERVATION

SEC. 12A01. TITLE. This article shall be known as the Residential Water Conservation Ordinance.

SEC. 12A02. FINDINGS. The Board of Supervisors finds that:

(a) The entire state of California is suffering from the effects of a fifth consecutive drought year. These effects include the reduction of available water supplies to extremely limited levels. Rationing programs have been established in most areas of the state, including the City and County of San Francisco. Although recent rainstorms have lessened the severity of the drought, existing water supplies remain at extremely low levels.

(b) The use of water convervation devices such as low-flow showerheads, faucet aerators, low-flow toilets, and water volume reduction appliances for toilets in residential buildings will

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significantly reduce the overall demand for water and therefore help conserve existing water supplies.

(c) This ordinance is intended to be ((the first)) one phase of a comprehensive legislative program to achieve the City's goal of reducing water consumption in all residential, commercial, industrial and public buildings in the City and County of San Francisco. It is the intent of the Board to introduce future legislation to achieve this goal.

SEC. 12A03. INTENT. It is the intent of this ordinance to conserve existing water supplies by reducing the overall demand for water in residential buildings by requiring the installation of water conservation devices upon the occurrence of specific events and, in any event, no later than three years for ((certain multiple-family)) all residential buildings except for tourist hotels and motels.

SEC. 12A04. DEFINITIONS. In addition to the definitions contained in Chapters 4 and 12 of this Code, for the purposes of this ordinance the following words and phrases shall have the meanings ascribed to them by this section.

(a) Qualified inspector. A qualified inspector is an inspector defined in Chapter 12, Section 1206 of this Code, who is authorized to perform a water conservation inspection.

(b) Water conservation inspection. Inspection of a residential building for compliance with the requirements of this ordinance.

SEC. 12A05. WATER CONSERVATION INSPECTIONS. A water conservation inspection which satisfies the requirements of this Chapter shall be performed concurrently with the energy inspection required by Chapter 12 of this Code and must be performed by a qualified inspector.

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SEC. 12A06. PROOF OF COMPLIANCE WITH MINIMUM WATER CONSERVATION MEASURES. (a) Inspection Form. The Bureau of Building Inspection shall provide a standardized form suitable for conducting a valid water conservation inspection and certifying compliance with the requirements of this ordinance. Said form may be combined with the energy inspection form required by Section 1207 of this Code. The inspection form shall be completed and signed by any qualified inspector, furnished to the building owner or the owner's authorized agent, and filed with the Bureau of Building Inspection per Section 1207.

(b) Certificate of Compliance. When all of the water conservation requirements have been met, a certificate of compliance shall be signed, filed and recorded per Section 1207 of this Code. The Bureau of Building Inspection shall provide a copy of the Certificate to the City Water Department.

(c) Public Record. Completed water conservation inspection forms and certificates of compliance shall be public record and shall be available for inspection by any interested person during regular business hours at the Bureau of Building Inspection.

SEC. 12A07. POSTPONEMENT OF REQUIREMENTS. Application of inspection and water conservation requirements for any residential building shall be postponed for one year from the date of application for a demolition permit for said building. If the residential building is demolished and Certificate of Completion issued by the Bureau of Building Inspection before the end of the one-year postponement, the requirements of this Chapter shall not apply. If the residential building is not demolished after the expiration of one year, the provisions of

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this Chapter shall apply, even though the demolition permit is still in effect or a new demolition permit has been issued.

SEC. 12A08. WATER CONSERVATION REQUIREMENTS UPON MAJOR IMPROVEMENT, METERING CONVERSION, RESIDENTIAL CONDOMINIUM CONVERSION, OR COMPLETE INSPECTION. A valid water conservation inspection pursuant to Section 12A05 and subsequent compliance with required water conservation measures pursuant to Section 12A11 shall be required of a residential building concurrently with the energy conservation inspection and compliance requirements set forth in Sections 1210 and 1211 of this Code.

SEC. 12A09. WATER CONSERVATION INSPECTION REQUIREMENT AT TRANSFER OF TITLE. Prior to any transfer of title as a result of sale or exchange of any residential building subject to the provisions of this Chapter, the seller or the seller's authorized agent shall obtain a valid water conservation inspection pursuant to Section 12A05 and shall install all applicable water conservation measures required by Section 12A10 as enumerated in the water conservation inspection form. Compliance with the section shall be concurrent with the energy conservation inspection required by Section 1211 of this Code and shall be in accordance with the provisions set forth in said section.

SEC. 12A10. REQUIRED WATER CONSERVATION MEASURES. The following water conservation measures are required for residential buildings as defined in Section 1204(i) of this Code:

(a) Low-flow devices on all accessible showerheads having a maximum rated flow of not more than 2.5 gallons per minute. Showerheads of the ball-joint type that cannot easily be removed from the wall without structural alteration are exempt from this requirement.

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(b) Aerators attached to kitchen, vanity and sink faucets which faucets are designed to accept such devices. These aerators shall include a flow restrictor and shall be of a type approved by the Superintendent of the Bureau of Building Inspection.

(c) Low-flow toilets (3.5 gallons per flush or less) or approved devices in toilets designed to reduce the total volume of water in each toilet flush, including but not limited to (1) flush reducers, (2) flow restrictors and (3) volume reducers. Installation of a retrofit device will not be required when its installation will impede the designed functioning and/or flushing of the toilet.

SEC. 12A11. ((MULTIPLE-FAMILY)) RESIDENTIAL BUILDINGS (R-1 AND R-3 OCCUPANCIES) EXCEPT FOR TOURIST HOTELS AND MOTELS REQUIRED TO COMPLY WITH WATER CONSERVATION REQUIREMENTS WITHIN THREE YEARS. All ((multiple-family)) residential buildings ((of R-1 occupancy)), except for tourist hotels and motels, must comply with the requirements listed in Section 12A10 ((no later than)) within three years ((from the effective date of this ordinance)). R-1 occupancies must comply within three years from the effective date of Ordinance No. 185-91; R-3 occupancies must comply within three years of the effective date of this ordinance.

(a) Affidavit. In lieu of compliance with the provisions of Section 12A06, within a period of three years from the effective date of either Ordinance No. 185-91 for R-1 occupancies or this ordinance for R-3 occupancies, the owner or owner's authorized agent shall file with the City Water Department an affidavit signed by the owner affirming that the water conservation devices required by Section 12A10 either have been

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installed or an exemption is applicable. The affidavit shall be on a form provided by the City Water Department.

(b) Public Record. The affidavits required by subsection (a) above shall be public record and shall be available for inspection by any interested person during regular business hours at the City Water Department.

SEC. 12A12. APPEAL FROM RESULTS OF A WATER CONSERVATION INSPECTION. Any person with an interest in the property subject to a water conservation inspection who contests the determination of a qualified inspector regarding required water conservation measures may appeal said decision to the Superintendent within ten working days from the date the completed inspection form was filed with the Bureau of Building Inspection. Notice and appeal procedures shall be as set forth in Section 1213 of this Code.

SEC. 12A13. CIVIL REMEDIES. (a) Remedies. The remedies for failure to comply with the requirements of Sections 12A08 and 12A09 of this Chapter shall be as set forth in subsections (a) and (b) of Section 1215 of this Code for violations of the Residential Energy Conservation Ordinance. Failure to comply with the requirements of Section 12A11 of this Chapter shall result in an enforcement action pursuant to Chapter 2 of the San Francisco Building Code.

(b) Exceptions. In undertaking this program of water conservation inspections, the City and County of San Francisco is assuming an undertaking only to promote the general welfare. It is not assuming, nor is it imposing on its officers and employees, an obligation for breach of which it is liable in money damages to any person who claims that such breach proximately caused injury.

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SEP 27 1991

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No civil liability, based on this ordinance, shall ensue from claims that the performance of, nonperformance of, negligent performance of, untimely performance of, or failure to perform in a proper manner, a water conservation inspection or audit shall cause injury to any person where that inspection or audit is conducted by a utility, or representative of a utility, which offers inspection or audit service for which no charge is made to the homeowner.

SEC. 12A14. SEVERABILITY. If any provision or clause of this ordinance or the application thereof to any person or circumstance is held to be unconstitutional or to be otherwise invalid by any court of competent jurisdiction, such invalidity shall not affect other provisions, and clauses of this ordinance are declared to be severable.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By Judith A. Boggian
Deputy City Attorney

9865j

SUPERVISOR S MIGDEN AND ALIOTO, SHELLEY, 7 WARD 8/20/91

BOARD OF SUPERVISORS

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 3, 1991	September 9, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Britt Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisor Britt	Absent: Supervisor Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

File No.
188-91-8

SEP 19 1991
Date Approved

Mayor

As amended in Board 9/9/91

FILE NO. 65-91-3

ORDINANCE NO. 347-91

(Lease Amendment)

APPROVING THIRD AMENDMENT TO STADIUM LEASE BETWEEN CITY AND COUNTY OF SAN FRANCISCO ACTING THROUGH THE RECREATION AND PARK COMMISSION AND THE SAN FRANCISCO GIANTS.

9/9/91 ejp

PROVIDING FOR RETROACTIVELY TO THE BEGINNING OF THE 1991 BEASEBALL SEASON

Be it ordained by the People of the City and County of San Francisco:

SECTION 1. The Third Amendment to the Stadium Lease between the City and County of San Francisco acting through the Recreation and Park Commission and the San Francisco Giants, a true and correct copy of which is on file with the Clerk of this Board, is hereby approved.

9/9/91 ejp

SECTION 2. Although the City has incurred no legal obligation, the Board of Supervisors does hereby approve retroactively to the beginning of the 1991 baseball season.

APPROVED AS TO FORM:

LOUISE M. RENNE
City Attorney

By Mara E. Rosales
MARA E. ROSALES
Deputy City Attorney

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 9, 1991	September 16, 1991
Ayes: Supervisors Achtenberg Alioto Britt Hallinan Hsieh Kennedy Maher Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisor Gonzalez	Absent: Supervisors Britt Gonzalez Hallinan

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 65-91-3

SEP 26 1991
Date Approved

Mayor

DOCUMENTS DEPT.

OCT 7 1991

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FILE NO. 121-91-3 ORDINANCE NO. 348-91

(Pedicabs)

AMENDING PART II, CHAPTER VIII, ARTICLE 39 OF THE SAN FRANCISCO MUNICIPAL CODE (POLICE CODE), BY REPEALING SECTION 3916 THEREOF, SETTING PENALTIES FOR VIOLATION OF THE PEDICAB ORDINANCE, AND ADDING A NEW SECTION 3916 THERETO, TO SET NEW PENALTIES.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Section 3916 of Part II, Chapter VIII, Article 39 of the San Francisco Municipal Code (Police Code) is hereby repealed.

Section 2. Part II, Chapter VIII, Article 39 of the San Francisco Municipal Code (Police Code) is hereby amended, by adding a new Section 3916, to read as follows:

SEC. 3916. PENALTY.

(a) Any person who shall violate the provisions of Sections 3901 through 3915 of this Article shall be guilty of an infraction or a misdemeanor.

If charged as an infraction, the penalty shall be as follows:

(1) Upon a first conviction thereof, such person shall be punished by a fine not to be less than $50 nor to exceed $500.

(2) Upon a second conviction thereof, such person shall be punished by a fine not to be less than $250 nor to exceed $500.

/ / /

(3) Upon a third or subsequent conviction [illegible] person shall be punished by a fine not to be less than $400 nor to exceed $500.

If charged as a misdemeanor, the penalty therefor shall be by imprisonment in the county jail not exceeding six months or a fine not exceeding $500. The complaint charging such violation shall specify whether the violation charged is a misdemeanor or an infraction or both.

(b) In addition to the penalty set forth above in subsection (a), any person who shall violate any provision of Sections 3901 through 3915 shall be subject to revocation or suspension of any permit issued by the City and County, following adequate notice and a hearing before the Chief of Police or his or her designee.

9/9/91
ejp

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

Deputy City Attorney

0672g

SUPERVISOR ALIOTO

BOARD OF SUPERVISORS

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OCT 7 1991
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PUBLIC LIBRARY

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
September 9, 1991	§	September 16, 1991
	§	
	§	
Ayes: Supervisors Achtenberg Alioto Britt Hallinan Hsieh Kennedy Maher Migden Shelley Ward	§	Ayes: Supervisors Achtenberg Alioto Hsieh Kennedy Maher Migden Shelley Ward
	§	
Absent: Supervisor Gonzalez	§	Absent: Supervisors Britt Gonzalez Hallinan

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
121-91-3

SEP 26 1991
Date Approved

Mayor

Amendment of the Whole 8/12/91

FILE NO. 101-90-99

ORDINANCE NO. 349-91

RO #91043 SA #13

(Government Funding)

APPROPRIATING $482,828 FOR OTHER CONTRACTUAL SERVICES, RECREATION AND PARK FOR FISCAL YEAR 1991-92; PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN; PLACING $482,828 ON RESERVE.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1991-92 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
02-222	Special Revenue Fund Group		
G.L. 301 (002196)	Unappropriated Revenue	$ 482,828	
42-03-08	Recreation and Park - Candlestick Park		
10-1269 (620179)	Other Contractual Services		$ 482,828

Section 2. Although the City has incurred no legal obligation under the Charter, the Board of Supervisors does hereby appropriate the funds necessary for the obligation and does hereby ratify the action previously taken.

Section 3. Funds in the amount of $482,828 for contractual services are hereby placed on reserve pending audit verification by the Controller of entire amount of $967,828 claimed by the Giants.

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

BY: DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

CONTROLLER

957-appadm/ch1/57

Board of Supervisors, San Francisco

Passed for Second Reading
September 9, 1991

Ayes: Supervisors Achtenberg Alioto Britt Hallinan Hsieh Kennedy Maher Migden Shelley Ward

Absent: Supervisor Gonzalez

Finally Passed
September 16, 1991

Ayes: Supervisors Achtenberg Alioto Hsieh Kennedy Maher Migden Shelley Ward

Absent: Supervisors Britt Gonzalez Hallinan

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 101-90-99

SEP 26 1991
Date Approved

Mayor

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OCT 7 1991
SAN FRANCISCO
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9/11/91 - As amended in Committee.

FILE NO. 65-91-7

ORDINANCE NO. 350-91

[Childcare Center, Lease Agreement]

AUTHORIZING NEGOTIATED LEASE AGREEMENT FOR CHILDCARE CENTER AT SOUTHEAST COMMUNITY FACILITY; EFFECTIVE RETROACTIVE TO SEPTEMBER 1, 1991.

9/11/91
jlb

Be It Ordained by the People of the City and County of San Francisco:

Section 1. In accordance with the recommendation of the Director of Public Works; Executive Director, Clean Water Program and the Southeast Community Facility Commission; the Director of Property is hereby authorized to arrange for the direct lease of the childcare center at the Southeast Community Facility.

Section 2. The Director of Property has negotiated a lease beginning retroactive to September 1, 1991 and ending August 31, 1992 with Far West Laboratory and they have offered to rent, subject to the terms and conditions set forth in the proposed lease on file in the Office of the Director of Property, the childcare center of the Southeast Community Facility located at 1800 Oakdale Avenue, containing approximately 3,450 square feet including adjacent playground area for the sum of $2,600.00 per month.

9/11/91
jlb

Section 3. The Director of Property has determined that Far West Laboratory is a responsive and responsible tenant and recommends the award of this lease to them.

Section 4. The proposal of Far West Laboratory is hereby accepted and the Mayor and the Clerk of the Board of Supervisors are authorized and directed to execute said Lease Agreement on behalf of the City and County of San Francisco, and subject to any additions or deletions to said Lease Agreement as determined to be necessary in the interests of the City by the City Attorney.

RECOMMENDED:

Director of Public Works

Director of Property

Executive Director
Clean Water Program

Southeast Facility Commission

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By
Deputy City Attorney

1292

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
September 16, 1991	§	September 23, 1991
	§	
	§	
Ayes: Supervisors Achtenberg Alioto Hsieh Kennedy Maher Migden Shelley Ward	§	Ayes: Supervisors Achtenberg Alioto Gonzalez Hsieh Kennedy Maher Migden Shelley Ward
	§	
Absent: Supervisors Britt Gonzalez Hallinan	§	Absent: Supervisors Britt Hallinan

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
65-91-7

OCT 0 2 1991
Date Approved

Mayor

FILE NO. 45-91-49

ORDINANCE NO. 351-91

RO #91048

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF BERNICE FERREIRA AGAINST THE CITY AND COUNTY OF SAN FRANCISCO.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "BERNICE FERREIRA AGAINST THE CITY AND COUNTY OF SAN FRANCISCO" (Sup. Ct. No. 921-402), by the payment of Six Thousand Dollars ($6,000.00).

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

KIMBERLY A. REILEY
Chief Trial Deputy

RECOMMENDED:

RECREATION AND PARKS DEPARTMENT

MARY BURNS
General Manager

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

01 001 97 09 42
620245 1450 $6,000.00

AUG 14 1991

APPROVED:

RECREATION AND PARKS COMMISSION

Secretary

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 16, 1991	September 23, 1991
Ayes: Supervisors Achtenberg Alioto Hsieh Kennedy Maher Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Gonzalez Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Gonzalez Hallinan	Absent: Supervisors Britt Hallinan

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-91-49

OCT 0 2 1991
Date Approved

Mayor

DOCUMENTS DEPT.
OCT 1 5 1991
SAN FRANCISCO

FILE NO. 45-91-50

ORDINANCE NO. 352-91

RO #91056

McHENRY v. CITY AND COUNTY OF SAN FRANCISCO

(SETTLEMENT OF LAWSUIT)

AUTHORIZING SETTLEMENT OF LITIGATION OF VERNA McHENRY AGAINST THE CITY AND COUNTY OF SAN FRANCISCO for $10,000.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "VERNA McHENRY v. CITY AND COUNTY OF SAN FRANCISCO, et al., "Superior Court No. 922-313, by the payment of $10,000.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

KIMBERLY A. REILEY
Chief Trial Deputy

RECOMMENDED:

for RICHARD J. EVANS
Director, Department of Public Works

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

01 001 97 09 90
309674 1450 $10,000.00

AUG 20 1991

APPROVED:

RUDOLF NOTHENBERG
Chief Administrative Officer

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
September 16, 1991	§	September 23, 1991
Ayes: Supervisors Achtenberg Alioto Hsieh Kennedy Maher Migden Shelley Ward	§	Ayes: Supervisors Achtenberg Alioto Gonzalez Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Gonzalez Hallinan	§	Absent: Supervisors Britt Hallinan

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
45-91-50

OCT 0 2 1991
Date Approved

Mayor

OCT 1 5 1991
SAN FRANCISCO
PUBLIC LIBRARY

FILE NO. 45-91-51

ORDINANCE NO. 353-91

RO #91058

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF ALIE BETH ZANDSTRA AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $50,000.00.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "ALIE BETH ZANDSTRA v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 912-574, by the payment of $50,000.00.

APPROVED AS TO FORM AND RECOMMENDED

LOUISE H. RENNE
City Attorney

KIMBERLY A. REILEY
Chief Trial Deputy

RECOMMENDED:

San Francisco Police Department

Willis Casey, Chief

APPROVED:

San Francisco Police Commission

Secretary

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

01 001 97 09 38
309781 1450 $50,000.00

AUG 21 1991

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 16, 1991	September 23, 1991
Ayes: Supervisors Achtenberg Alioto Hsieh Kennedy Maher Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Gonzalez Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Gonzalez Hallinan	Absent: Supervisors Britt Hallinan

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-91-51

OCT 0 2 1991
Date Approved

Mayor

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OCT 15 1991
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FILE NO. 45-91-52 ORDINANCE NO. 354-91

JAMES BRIGHTMAN v. CITY AND COUNTY OF SAN FRANCISCO RO #91057

(SETTLEMENT OF LAWSUIT)

AUTHORIZING SETTLEMENT OF LITIGATION OF JAMES BRIGHTMAN AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $15,000.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "JAMES BRIGHTMAN v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 925-299, by the payment of $15,000.

APPROVED AS TO FORM
AND RECOMMENDED

LOUISE H. RENNE
City Attorney

KIMBERLY A. REILEY
Chief Trial Deputy

RECOMMENDED:

RICHARD EVANS
Director, Department of
Public Works

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

01 001 97 09 90
309644 1450 $15,000.00

AUG 2 1991

APPROVED:

RUDOLF NOTHENBERG
Chief Administrative Officer

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 16, 1991	September 23, 1991
Ayes: Supervisors Achtenberg Alioto Hsieh Kennedy Maher Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Gonzalez Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Gonzalez Hallinan	Absent: Supervisors Britt Hallinan

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

File No.
45-91-52

OCT 0 2 1991
Date Approved

Mayor

DOCUMENTS DEPT.
OCT 1 5 1991
SAN FRANCISCO
PUBLIC LIBRARY

FILE NO. 45-91-53 ORDINANCE 355-91

RO #91065

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF NANCY WURNITSCH AGAINST THE CITY AND COUNTY OF SAN FRANCISCO for $15,000.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "NANCY WURNITSCH v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 910-329, by the payment of $15,000.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

KIMBERLY A. REILEY
Chief Trial Deputy

RECOMMENDED:

FRED POSTEL
Fire Chief

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

01 001 97 09 31
309773 1450 $15,000.00

AUG 28 1991

APPROVED:

SECRETARY
Fire Commission

0565G

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
September 16, 1991	§	September 23, 1991
Ayes: Supervisors Achtenberg Alioto Hsieh Kennedy Maher Migden Shelley Ward	§	Ayes: Supervisors Achtenberg Alioto Gonzalez Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Gonzalez Hallinan	§	Absent: Supervisors Britt Hallinan

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-91-53

OCT 0 2 1991
Date Approved

Mayor

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File No. 90-91-3 Ordinance No. 356-91

(Landmarks)

DESIGNATING THE PARK EMERGENCY HOSPITAL AT 811 STANYAN STREET AS A LANDMARK PURSUANT TO ARTICLE 10 OF THE CITY PLANNING CODE.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The Board of Supervisors hereby finds that the Park Emergency Hospital, Kezar Corner, Golden Gate Park, being a portion of Assessor's Block 1700, has a special character and special historical, architectural and aesthetic interest and value, and that its designation as a Landmark will further the purposes of, and conform to the standards set forth in Article 10 of the City Planning Code.

(a) Designation: Pursuant to Section 1004 of the City Planning Code, Chapter II, Part II of the San Francisco Municipal Code, the Park Emergency Hospital is hereby designated as a Landmark, this designation having been fully approved by Resolution No. 13153 of the City Planning Commission, which Resolution is on file with the Clerk of the Board of Supervisors under File No. 90-91-3 and is incorporated herein and made a part of hereof as though fully set forth.

(b) Required Data: The description of the location and boundaries of the Landmark site, of the characteristics of the Landmark which justify its designation, and of the particular features that should be preserved are included in the said Resolution, and incorporated in this designating ordinance as though fully set forth.

APPROVED AS TO FORM:
LOUISE H. RENNE
CITY ATTORNEY

By [signature]
Deputy City Attorney

RECOMMENDED:
CITY PLANNING COMMISSION

By Dean L Macris
Dean L. Macris
Director of Planning

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 16, 1991	September 23, 1991
Ayes: Supervisors Achtenberg Alioto Hsieh Kennedy Maher Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Gonzalez Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Gonzalez Hallinan	Absent: Supervisors Britt Hallinan

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

[signature]
Clerk

File No. 90-91-3

OCT 0 2 1991
Date Approved

[signature]
Mayor

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AMENDMENT OF THE WHOLE
As amended in committee
September 10, 1991

FILE NO. 97-91-38 ORDINANCE NO. 357-91

AN ORDINANCE AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY ADDING SECTIONS 16.83-1 THROUGH 16.83-4 RELATING TO CITY EMPLOYEE WORKERS COMPENSATION COSTS AND ESTABLISHING A WORKERS COMPENSATION TASK FORCE.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 16, San Francisco Administrative Code is hereby amended to read as follows:

Note: The entire section is new.

SEC. 16.83-1. WORKERS COMPENSATION TASK FORCE. A workers compensation task force ("task force") is hereby established and shall consist of the following eight members, or their designee:

(a) The Risk Manager;

(b) The Mayor's Budget Director;

(c) The Board of Supervisors' Budget Analyst;

(d) The General Manager of the Retirement System;

(e) The Director of Employees Relations Division

(f) The General Manager of Civil Service; and,

(g) Two department heads designated by the above task force members.

(h) One member representing the business community designated by the above task force.

(i) Representative from the City's Occupational Safety & Health Program.

ejp
9/16/91

Section 16.83-2 DEPARTMENT RESPONSIBILITY FOR WORKERS COMPENSATION COSTS. The Board of Supervisors of the City and County of San Francisco hereby declares that all departments shall share responsibility for workers compensation costs and shall more effectively monitor and manage workers compensation costs for employees of the City and County of San Francisco. To achieve this purpose, effective ~~July 1, 1991~~ January 1, 1992, it shall be required that:

mlr
9/10/91

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(a) department heads shall identify and utilize limited or modified duty assignments whenever practical for workers with disabilities;

(b) department heads shall identify the person or persons with authority and responsibility for monitoring and managing workers compensation costs and shall assist communications between the workers compensation claims division and the injured employee;

(c) operating managers at all levels shall be responsible for monitoring and managing workers compensation costs and shall receive training for this purpose;

(d) performance evaluations of individual managers shall include review of their management of workers compensation claims and costs;

(e) city-wide budgeting and accounting mechanisms shall be established to allocate to each department its equitable share of workers compensation costs;

(f) automated data on employee workers compensation claims shall be produced and made available by the retirement system, the controller, and all departments, in form and frequency determined by the Risk Manager/Task Force to be sufficient to permit effective analysis for departmental management of workers compensation costs;

(g) department heads shall submit a written report each quarter to the Risk Manager/Task Force on the status of the department's workers compensation claims. These reports shall include but not be limited to incidence rates of employee injuries, lost work day incidence rates, year to year comparisons, utilization by the department of limited or modified

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duty assignments and disability transfers.

SEC. 16.83-3. WORKERS' COMPENSATION TASK FORCE; POWERS AND DUTIES. The Task Force shall have power, and it shall be its duty to:

(a) act in an advisory capacity in all matters pertaining to workers compensation cost containment as required for the guidance of management, department heads, officers and employees of the City and County of San Francisco;

(b) the task force will make recommendations regarding consolidation of responsibilities to improve efficiency in managing employee safety and employee injury claims;

(c) assist the Retirement Board and department heads to establish and maintain an automated record system that will continuously collect and compile all pertinent statistical data relating to all accidents involving city employees and to establish reporting requirements for department heads to submit quarterly to the task force. These reports shall include but not be limited to incidence rates of employee injuries, lost work day incidence rate of employee injuries, year to year comparisons, utilization by departments of limited or modified duty assignments and disability transfers;

(d) the Risk Manager, on behalf of the task force, shall submit a semi-annual written report to the Mayor and the Board of Supervisors on the work performed and the progress made toward achievement of workers compensation cost containment.

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SEC. 16.83-4. RISK MANAGER; POWERS AND DUTIES. The Risk Manager shall act as coordinator of the task force under the direction of the task force.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By: Dan Maguire
DAN MAGUIRE
Deputy City Attorney
6/04/91 4/6/91

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
September 16, 1991	§	September 23, 1991
	§	
	§	
Ayes: Supervisors Achtenberg Alioto Hsieh Kennedy Maher Migden Shelley Ward	§	Ayes: Supervisors Achtenberg Alioto Gonzalez Hsieh Kennedy Maher Migden Shelley Ward
	§	
	§	
Absent: Supervisors Britt Gonzalez Hallinan	§	Absent: Supervisors Britt Hallinan
	§	

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
97-91-38

OCT 0 2 1991
Date Approved

Mayor

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FILE NO. 97-91-40 ORDINANCE NO. 350-91

[Film and Video Arts Commission]

AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTIONS 57.2, 57.3, 57.4, 57.5, 57.6, 57.8, 57.11 and 57.13 TO CLARIFY POWERS OF THE FILM AND VIDEO ARTS COMMISSION, TO PERMIT FILM COMPANIES TO ENTER INTO USE AGREEMENTS WITH THE EXECUTIVE DIRECTOR, TO CONFORM CHAPTER 57 OF THE SAN FRANCISCO ADMINISTRATIVE CODE WITH THE CHARTER AND OTHER APPLICABLE REGULATIONS OF THE CITY AND COUNTY OF SAN FRANCISCO AND TO CORRECT CLERICAL ERRORS.

Note: Additions are indicated by <u>underscoring</u>; deletions are indicated by ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 57 of the San Francisco Administrative Code is amended to read as follows:

SEC. 57.1. DEFINITIONS.

(a) "City" means the City and County of San Francisco.

(b) "Film" means feature motion pictures, video tapes, television programs, commercials, still photography, documentaries, travelogues, music videos and other visual art forms((,)); provided however, that "film" shall not mean films or video tapes for private-family use or films by any news service or similar entity engaged in on-the-spot broadcasting of news events.

(c) "Film Company" means any individual, corporation, firm, partnership, or other organization however organized engaged in film production.

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(d) "Film Production" means the activity of making a film for commercial or noncommercial property where that activity (1)requires the use of City employees or equipment or (2) interferes to any substantial degree with the ordinary use and enjoyment of public streets or sidewalks or other property under the jurisdiction of the City.

(e) "Commission" means the Film and Video Arts Commission of the City and County of San Francisco.

SEC. 57.2 ESTABLISHMENT OF COMMISSION; APPOINTMENT OF COMMISSIONERS; QUALIFICATIONS; TERMS OF OFFICE; ((REMOVAL OF COMMISSIONERS;)) COMPENSATION.

(a) <u>Establishment of Commission</u>. A Film and Video Arts Commission for the City and County of San Francisco (referred to hereafter in this Chapter as "Commission") is hereby created consisting of ((11)) <u>eleven</u> members.

(b) <u>Appointment of Commissioners; Qualifications</u>. The members of the Commission shall be appointed by and serve at the pleasure of the Mayor. At least six members of the Commission shall be residents of the City and County of San Francisco. <u>The Commission shall be composed of outstanding members of the community.</u> The membership of the Commission may include members who have experience in areas such as: Performing and Creative Arts, Production, Film/Video or Sound Technology, Services and Facilities, Education, Presentation and Producing, <u>Interactive Multi-media,</u> and shall be broadly representative of ethnic, racial, gender, age and sexual orientation groups, and shall otherwise reflect the diversity of the City and County. The President of the Art Commission of the City and County shall be invited to serve as a non-voting, ex-officio member of the Film and Video Arts Commission.

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(c) Term of Office. Within 60 days of the effective date of this amendment to Chapter 57, the Mayor shall appoint eleven Commissioners. Of the eleven Commissioners appointed, three shall serve for a term of two years, four shall serve for a term of three years, and four shall serve for a term of four years. The term of office of each Commissioner shall be determined by the drawing of lots at the first meeting of the Commission after the appointment of the eleven Commissioners. Thereafter, members shall be appointed for a term of office of four years, except that all of the vacancies occurring during a term shall be filled for the unexpired term.

(((d) Removal of Commissioners. Any Commissioner who misses three regularly scheduled meetings of the Commission in any 12-month period without the express approval of at least a majority of the total members of the Commission given at a regularly scheduled meeting shall be deemed to have resigned from the Commission.))

(((e))) (d) Compensation. Members of the Commission shall not be compensated for their service as members of the Commission. Members of the Commission may be reimbursed for expenses incurred as members of the Commission resulting from their authorized activities on behalf of the Commission.

(((f))) (e) Selection of Chair. The Commission shall, annually, select a Chair who shall serve for a term of one year. The Commission may reappoint a Chair to serve additional terms.

(((g))) (f) Executive Director. The Commission shall appoint an Executive Director of the Commission who shall serve at the Commission's pleasure. The Executive Director shall act as the department head and appointing officer of the Commission pursuant to Charter Section 3.501. This position is intended to replace the

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position of Mayor's Office Film Coordinator, and shall initially be compensated at the same rate as the Mayor's Office Film Coordinator was being compensated. This position shall be compensated from the same source of monies as was the Mayor's Office Film Coordinator. The Executive Director shall supervise the Commission's staff, and shall have other duties and responsibilities as provided in this Chapter. ((In selecting the Commission's staff, the Executive Director shall consider the diverse make-up of the general public of San Francisco, including the racial, ethnic, age, gender and sexual orientation groups in the City and County.))

SEC. 57.3 POWERS AND DUTIES. The Commission shall develop, recognize, and promote film and video activities in the City and County. ((The Commission shall be composed of outstanding members of the community.)) The members shall work together and explore and promote long-term goals for filmmaking as a major emphasis of the City's economic and cultural base, and encourage the recognition of film and video arts as an artform with widespread economic components. The powers of the Commission shall include, but not be limited to:

(a) The stimulation of community awareness of the artforms of film and video.

(b) The promotion of long-range investment in projects originating in the San Francisco area, such as scripts, film proposals, treatments, and shorter works.

(c) The coordination of the awareness of film and video arts and economic opportunities throughout the school systems so as to provide training at the universities and community colleges for technicians, craft skills, and creative talent in the area.

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(d) The coordination of communications among the various sectors of the film and video industry and the cultivation of outreach so as to raise the public relations image. The Commission shall work to maintain the communication of issues and concerns, and to present, out of the city and abroad, the major assets and advances of San Francisco.

(((e) The solicitation of funding programs that will stimulate long-term investment in the City and its talented members in the film and video community.))

(((f) Notwithstanding any other provision of law, the acceptance of gifts and grants in connection with film productions.

Any gifts or grants accepted by the Commission in connection with film productions shall be deposited in the Film Production Special Fund.))

(e) The acceptance of gifts, devises and bequests as provided in Charter Section 3.500(d).

(((g))) (f) The maintenance of liaison with other specific interest groups, councils, organizations, and institutions, and the maintenance of liaison with the Art Commission from the perspective of film and video arts.

(g) (((h) Conducting meetings of the Commission on a regular basis and p)) Providing perspective for both the Mayor and the Board of Supervisors with respect to long-range promotion, development and planning for a significant film and video arts base in San Francisco.

SEC. 57.4 MEETINGS. Meetings of the Commission shall be convened by the Chair of the Commission. ((, provided that the Commission shall meet at least once each month. The Commission shall comply with the provisions of the Ralph M. Brown Act,

California Government Code Section 54950 et seq., governing the conduct of public meetings and public business.)) Meetings shall be held on a regular basis, to be determined by the Commission.

SEC. 57.5 AUTHORIZATION TO ENTER INTO USE AGREEMENTS ((WITH)) AND COORDINATE CITY DEPARTMENTS REGARDING FILM COMPANIES; CONSENT OF RELEVANT DEPARTMENTS; COST RECOVERY.

(a) Use Agreements; Deposit of Funds. The ((Commission)) Executive Director may enter into use agreements with organizations seeking to engage in film productions. The Executive Director shall be the sole City representative authorized to negotiate ((compensation, including gifts, for film productions)) use agreements. Such ((use)) agreements shall, at a minimum, provide for the full recovery of costs incurred by the various City departments in providing the use of City employees, equipment and rental facilities or rental properties. Funds to reimburse City departments for costs incurred by those departments for the deployment of personnel or equipment or use of rental facilities or rental properties shall be paid directly to those departments for deposit subject to the budget and fiscal provisions of the Charter.

(b) Consent of Departments((.)) or Chief Administrative Officer. Use agreements entered into pursuant to this section shall provide that where film productions are to take place on property under the jurisdiction of ((other)) City departments, the permission to use such property is subject to the ((written)) consent of the ((general manager of the)) department head or his or her designee ((, said written consent to appear on the use agreement)) or the Chief Administrative Officer.

(c) Schedule of Costs. In addition to the reimbursement of City departments for the costs incurred by those departments in

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deploying personnel or equipment, the following daily charges shall be assessed to film companies seeking to engage in film productions:

Videos, documentaries, print, travel or corporate/industrial films	$100
Commercials	$200
Television programs or feature films	$300
Student, educational or nonprofit productions . .	No fee

Fifty-percent of the revenue generated by such charges((, and any gifts or grants accepted by the Commission,)) shall be deposited in the Film Production Special Fund. The remaining fifty-percent of such funds shall be deposited in a reserve fund to be established by the Controller and held in reserve for City departments that incur costs related to film productions. The ((Commission)) Executive Director shall determine the apportionment of reserved funds for these various departments. Such departments may use these funds subject to the budgetary and fiscal provisions of the Charter, provided that funds earmarked for the Municipal Railway shall be deposited to the Public Utilities Award Fund (Account No. 739771).

SEC. 57.6. REQUIREMENTS FOR FILM ((PRODUCTION)) COMPANIES.

(a) Use Agreements. All film companies seeking to engage in film productions shall enter into use agreements with the ((Commission)) Executive Director.

(b) Insurance and Indemnification. As a condition of engaging in film productions, concurrently with entering into a use agreement with the City for the utilization of City property or employees, film companies shall file with the Executive Director documentation of insurance and indemnification holding the City and County harmless from any liability. The amounts of such insurance

and indemnification, and the suitability of the insuring entity, shall be determined by the City's Risk Manager in coordination with the Executive Director and other City Departments.

SEC. 57.7. AUTHORITY AND DUTIES OF THE CHAIR OF THE COMMISSION. In addition to any other authority vested in or duty charged to him or her, the Chair of the Commission shall have the duty and authority to convene meetings of the Commission, and to maintain liaison with the Art Commission from the perspective of film and video arts.

SEC. 57.8. AUTHORITY AND DUTIES OF EXECUTIVE DIRECTOR. In addition to any other authority vested in or duty charged to ((the)) him or her, the Executive Director shall serve as the liaison between the film companies and the various City departments. In performing his or her duties as liaison, the Executive Director shall assist the film companies in locating suitable locations and shall coordinate the efforts of the various City Departments in connection with the production of motion pictures, films, television programs, music videos and other visual arts utilizing City property or employees. The Executive Director shall also be responsible for coordinating any and all film permits required by the City for film and video productions in the City.

SEC. 57.9. RULES AND REGULATIONS. The Commission may adopt rules and regulations to implement and further the purposes of this Chapter.

SEC. 57.10. ESTABLISHMENT OF FILM PRODUCTION SPECIAL FUND; EXPENDITURES; CONTINUOUS APPROPRIATION. There is hereby created and

established a special fund to be known as the Film Production Special Fund. Said fund shall be used exclusively for administering this Chapter and promoting San Francisco as a location for film productions. All expenditures shall be approved by the Commission. All funds deposited in said special fund shall be deemed continuously appropriated for the purposes set forth in this section and the Controller shall make such funds available for expenditure.

Any unexpended balances remaining in fund at the close of any fiscal year shall be deemed to have been provided for a specific purpose within the meaning of Charter Section 6.306 of this Charter, and shall be carried forward and accumulated in said fund for the purposes recited herein.

The Commission shall prepare and file with the Board of Supervisors, at the same time the Commission files with the Mayor a proposed fiscal year budget, an annual report that shall detail all revenues and expenditures of the Commission during the immediately preceding fiscal year.

SEC. 57.11. EXCEPTIONS. This Chapter shall not apply to film or photographic activities occurring ((on)) in the buildings or on the grounds of the San Francisco War Memorial ((and)) Performing Arts Center <u>or San Francisco Convention Facilities</u> or where inconsistent with State law, the Charter or contractual agreements.

SEC. 57.12. CITY UNDERTAKING LIMITED TO PROMOTION OF GENERAL WELFARE. In undertaking the adoption and enforcement of this Chapter, the City is assuming an undertaking only to promote the general welfare. It is not assuming, nor is it imposing on its officers or employees, an obligation for breach of which the City is

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liable in money damages to any person who claims that such breach proximately caused injury.

SEC. 57.13. SEVERABILITY. If any part of this Chapter, or the application thereof, is held to be invalid, the remainder of this article ((is)) shall not be affected thereby, and this Chapter shall otherwise continue in full force and effect. To this end, the provisions of this Chapter, and each of them, is severable.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

Deputy City Attorney

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
September 16, 1991	§	September 23, 1991
	§	
	§	
Ayes: Supervisors Achtenberg Alioto Hsieh Kennedy Maher Migden Shelley Ward	§	Ayes: Supervisors Achtenberg Alioto Gonzalez Hsieh Kennedy Maher Migden Shelley Ward
	§	
Absent: Supervisors Britt Gonzalez Hallinan	§	Absent: Supervisors Britt Hallinan
	§	

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
97-91-40

OCT 0 2 1991
Date Approved

Mayor

FILE NO. 114-91-9 ORDINANCE NO. 359-91

(Water Conservation)

AMENDING PART II, CHAPTER 1 OF THE SAN FRANCISCO MUNICIPAL CODE (BUILDING CODE) BY ADDING CHAPTER 53B THERETO TO REQUIRE INSTALLATION OF WATER CONSERVATION DEVICES IN EXISTING COMMERCIAL BUILDINGS, INCLUDING TOURIST HOTELS AND MOTELS, UPON TITLE TRANSFER OR MAJOR IMPROVEMENT AND IN ANY EVENT NO LATER THAN THREE YEARS FROM THE EFFECTIVE DATE OF THIS ORDINANCE.

NOTE: This Chapter is entirely new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Findings. The Board of Supervisors finds that:

(a) The entire state of California is suffering from the effects of a fifth consecutive drought year. These effects include the reduction of available water supplies to extremely limited levels. Rationing programs have been established in most areas of the state, including the City and County of San Francisco. Although recent rainstorms have lessened the severity of the drought, existing water supplies remain at extremely low levels.

(b) The use of water convervation devices in commercial buildings will significantly reduce the overall demand for water and therefore help conserve existing water supplies.

(c) Legislation has already been adopted to require the installation of water conservation devices in buildings of residential occupancy. This ordinance is intended to be an additional phase of a comprehensive legislative program to achieve the City's goal of reducing water consumption in all residential, commercial, industrial and public buildings in the City and County of San Francisco. It is the Board's intent to introduce future legislation to achieve this goal.

Section 2. Part II, Chapter 1 of the San Francisco Municipal Code (Building Code) is hereby amended by adding Chapter 53B thereto to read as follows:

CHAPTER 53B

COMMERCIAL WATER CONSERVATION

Title

Sec. 53B01. This chapter shall be known as the Commercial Water Conservation Ordinance.

Intent

Sec. 53B02. It is the intent of this ordinance to conserve existing water supplies by reducing the overall demand for water in commercial buildings by requiring the installation of water conservation devices in commercial buildings upon the occurrence of specific events and in any event no later than three years from the effective date of this ordinance.

Definitions

Sec. 53B03. In addition to the definitions contained in Chapters 4 and 53A of this Code, if applicable, for the purposes of this ordinance the following words and phrases shall have the meanings ascribed to them by this section:

QUALIFIED INSPECTOR. A qualified inspector is an energy inspector defined in Section 53A30 of this Code, who is authorized to perform a water conservation inspection.

WATER CONSERVATION INSPECTION. Inspection of a commercial building for compliance with the requirements of this ordinance.

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BOARD OF SUPERVISORS

Rules and Guidelines

Sec. 53B04. (a) The Superintendent, in cooperation with the General Manager of the City Water Department and other advisors as the Superintendent may deem appropriate, shall adopt reasonable rules and guidelines implementing the provisions and intent of this chapter and shall make them available to the public along with the informational brochure described in Section 53B09. The Superintendent, in cooperation with the General Manager of the City Water Department, may amend these rules and guidelines from time to time after considering public input.

(b) The Superintendent shall include coverage of this chapter's requirements in the Energy Inspector's Manual required by Section 53A11(c).

Civil Remedies

Sec. 53B05. (a) Abatement. A commercial building shall constitute a nuisance under the terms of Section 203 of this code when the installation of a water conservation measure in a commercial building is required pursuant to this chapter and the water conservation measure has not been installed within the time allowed for compliance.

The nuisance shall be abated by civil action pursuant to procedures set forth in Section 203 of this code for unsafe buildings; provided, however, that in no event shall any violation constitute a misdemeanor.

(b) Title Transfer. No transfer subject to this chapter shall be invalidated solely because of the failure of any person to comply with any provision of this chapter. However, any person who willfully or negligently violates or fails to perform any duty prescribed by any provision of this chapter shall be

liable as set forth in Section 53A14 for violation of the Commercial Energy Conservation Ordinance.

REQUIREMENTS

Requirements

Sec. 53A06. (a) Transfer of Title. The seller shall obtain a valid water conservation inspection and shall comply with the applicable water conservation measures required by this chapter prior to any transfer of title of any commercial building, or portion thereof, subject to the provisions of this chapter.

The seller must furnish a copy of the completed inspection form showing compliance with this chapter to the buyer prior to transfer of title.

Scope: This chapter shall apply to the entire portion of the commercial building that is transferred.

(b) Building Additions. For building additions where the sum of concurrent building permits by the same permit applicant would increase the floor area of the space in a building by more than 10 percent, the permit applicant shall obtain a valid water conservation inspection and shall comply with the applicable water conservation measures required by this chapter as a condition for issuance of a Certificate of Completion and Occupancy by the Bureau of Building Inspection upon completion of the addition.

Scope: This chapter shall apply to the entire building.

(c) Building Alterations and Improvements. For alterations or improvements where the total construction cost estimated in the building permit is greater than $50,000, the

permit applicant shall obtain a valid water conservation inspection and shall install the applicable water conservation devices required by this chapter as a condition for issuance of a Certificate of Completion and Occupancy by the Bureau of Building Inspection upon completion of the alterations or improvements.

Scope: This chapter shall apply to the entire building.

Time Allowed for Compliance

Sec. 53B07. (a) Title Transfers Or Major Improvements. For title transfers or building additions, alterations and improvements (Section 53B06 above), compliance with this chapter shall be triggered by the requirement of an energy conservation inspection and compliance with the energy conservation measures set forth in Chapter 53A.

(b) Compliance Otherwise Required Within Three Years: Affidavit. In any event, compliance with the water conservation requirements of this chapter is required no later than three years from the effective date of this ordinance.

In lieu of the inspection and certificate of compliance requirements of Section 53B13, the owner or the owner's authorized agent shall file with the City Water Department an affidavit signed by the owner affirming that the water conservation devices required by Section 53B15 either have been installed or compliance is not required. The affidavit shall be on a form provided by the City Water Department.

Transfer of Compliance Responsibility to Buyer

Sec. 53B08. The seller may transfer to the buyer of the building responsibility for compliance with the water conservation measures of this chapter in accordance with the provisions of Section 53A24 of this Code.

Notice of This Ordinance Upon Resale

Sec. 53B09. The seller, or the seller's authorized agent, involved in the sale or exchange of commercial property subject to the provisions of this chapter shall give written notice of the requirements of this chapter to the buyer. The Bureau of Building Inspection shall make available to the public an informational brochure specifying the water conservation requirements, which may be combined with the commercial energy conservation brochure required by Section 53A24 of this Code.

Delivery of this brochure by the seller or the seller's agent to the buyer shall satisfy the notice requirements of this section. Failure to give notice as required by this section shall not excuse or exempt the seller or buyer of commercial property from compliance with the requirements of this chapter.

Postponement of Requirements

Sec. 53B10. The duty of a seller, buyer or permit applicant to comply with inspection and water conservation requirements applicable to any portion of a building subject to this chapter shall be postponed for one year from the date of issuance of a demolition permit for said building. If the building is demolished and a Certificate of Completion is issued by the Bureau of Building Inspection before the end of the one-year postponement, the requirements of this chapter shall not apply. If the building is not demolished after the expiration of one year, the provisions of this chapter shall apply, subject to appeal, even though the demolition permit is still in effect or a new demolition permit has been issued.

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Early Compliance With Water Conservation Measurse

Sec. 53B11. To encourage early compliance with the requirements of this chapter, an affidavit of compliance may be voluntarily filed with the City Water Department in accordance with Section 53B07(b) at any time before compliance would otherwise be required.

INSPECTIONS, APPEALS AND FEES

Water Conservation Inspections

Sec. 53B12. A water conservation inspection which satisfies the requirements of this chapter shall be performed concurrently with the energy inspection required by Section 53A30 of this Code.

Proof of Compliance With Water Conservation Measures

Sec. 53B13. (a) Inspection Form. The Bureau of Building Inspection shall provide standardized forms suitable for conducting a valid water conservation inspection and certifying compliance with the requirements of this chapter. Said form may be combined with the energy inspection form required by Section 53A31 of this Code. The inspection form shall be completed and signed by a qualified inspector, furnished to the permit applicant, building owner or the owner's authorized representative, and filed with the Bureau of Building Inspection in accordance with Section 53A31(b) of this Code.

(b) Certificate of Compliance. When all of the water conservation requirements have been met, a certificate of compliance shall be signed, filed and recorded in accordance with Section 53A31, subsections (c) and (d), of this Code.

(c) Public Records. Completed water conservation inspection forms, informational surveys, and certificates of compliance shall be public records and any person may inspect them during regular business hours at the Bureau of Building Inspection.

Affidavits filed pursuant to Section 53B07(b) shall be public records and any person may inspect them during regular business hours at the City Water Department.

Appeals From Results of a Water Conservation Inspection

Sec. 53B14. Any person with an interest in the property subject to a water conservation inspection who contests the determination of a qualified inspector regarding required water conservation measures may appeal said decision to the Superintendent within 20 working days from the date the completed inspection form was filed with the Bureau of Building Inspection. The notice of appeal shall state, clearly and concisely, the grounds upon which the appeal is based. The burden of proof shall be on the applicant to demonstrate that the water conservation measure is not required under this chapter.

Notice, appeal procedures and filing fees shall be as set forth in Section 53A32 of this Code.

STANDARDS

Required Water Conservation Measures

Sec. 53B15. The following water conservation measures are required for commercial buildings, as defined in Section 53A04 of this Code:

///

(a) Low-flow devices on all accessible showerheads having a maximum rated flow of not more than 2.5 gallons per minute. Showerheads of the ball-joint type that cannot easily be removed from the wall without structural alteration are exempt from this requirement.

(b) Aerators attached to sink faucets which faucets are designed to accept such devices. These aerators shall include a flow restrictor and shall be of a type approved by the Superintendent of the Bureau of Building Inspection.

(c) Low flow toilets (3.5 gallons per flush or less) or approved devices in toilets designed to reduce the total volume of water in each toilet flush, including but not limited to (1) flush reducers, (2) flow restrictors and (3) volume reducers. Installation of a retrofit device will not be required when its installation will impede the designed functioning and/or flushing of the toilet.

Section 3. Severability. If any provision or clause of this ordinance or the application thereof to any person or circumstance is held to be unconstitutional or to be otherwise invalid by any court of competent jurisdiction, such invalidity shall not affect other provisions, and provisions and clauses of this ordinance are declared to be severable.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By Judith A. Boyajian
Deputy City Attorney

02101

BOARD OF SUPERVISORS

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 16, 1991	September 23, 1991
Ayes: Supervisors Achtenberg Alioto Hsieh Kennedy Maher Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Gonzalez Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Gonzalez Hallinan	Absent: Supervisors Britt Hallinan

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 114-91-9

OCT 0 2 1991
Date Approved

Mayor

DOCUMENTS DEPT.
OCT 1 8 1991
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FILE NO. 124-91-7 ORDINANCE NO. 360-91

(Parking Control)

AMENDING PART II, CHAPTER XI, SAN FRANCISCO MUNICIPAL CODE (TRAFFIC CODE) BY ADDING SECTION 32.6.15 REGARDING PARKING FOR STATE POLICE VEHICLES ONLY ON STEVENSON STREET WEST OF BRADY STREET.

Note: This entire section is new.

Be it ordained by the people of the City and County of San Francisco:

Section 1. Article 3, Part II, Chapter XI of the San Francisco Municipal Code (Traffic Code) is hereby amended by adding thereto Section 32.6.15 to read as follows:

SEC. 32.6.15. PARKING CONTROL, PORTION OF STEVENSON STREET; PENALTIES FOR VIOLATION. No person shall stop, park or leave standing any vehicle, whether attended or unattended, at any time, on the south side of Stevenson Street, from 13 feet to 133 feet west of Brady Street (120-foot zone) except official State Police vehicles. The exception under this Section shall not apply when parking prohibition regulations for street-cleaning purposes are in effect. Violation of this Section is an obstruction to the free use of property and a nuisance within the meaning of Division 4, Part III of the Civil Code of California relating to nuisances and the abatement thereof.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By: Julian E. Haltgren
Deputy City Attorney

DESCRIPTION APPROVED:

Norman E. Bray
City Traffic Engineer

RECOMMENDED:

Director of Public Works

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 16, 1991	September 23, 1991
Ayes: Supervisors Achtenberg Alioto Hsieh Kennedy Maher Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Gonzalez Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Gonzalez Hallinan	Absent: Supervisors Britt Hallinan

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
124-91-7

OCT 0 2 1991
Date Approved

Mayor

DOCUMENTS DE
OCT 1 3 1991
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PUBLIC LIBRARY

FILE NO. 34-91-1 ORDINANCE NO. 361-91

AMENDING ORDINANCE NO. 1061 ENTITLED "REGULATING THE WIDTH OF SIDEWALKS" BY ADDING THERETO SECTIONS 1504 AND 1505 CHANGING THE OFFICIAL WIDTH OF SIDEWALK ON THE WEST SIDE OF NOE STREET BETWEEN MARKET AND 17TH STREETS AND ALSO ON BOTH SIDES OF MARKET STREET FROM DUBOCE AVENUE TO CASTRO AND 17TH STREETS, AND MAKING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

Be it ordained by the people of the City and County of San Francisco:

SECTION 1. Ordinance No. 1061 entitled "Regulating the Width of Sidewalk", be and is hereby amended in accordance with communication filed in the office of the Clerk of the Board of Supervisors, by adding thereto a new section to be numbered as follows:

Section 1504. The width of sidewalks on the west side of Noe Street between Market and 17th Streets shall be as shown on Department of Public Works Drawing Q-20-386.

Section 1505. The width of sidewalks on both sides of Market Street from Duboce Avenue to Castro and 17th Streets shall be as shown on Department of Public Works Drawing Q-20-385.

SECTION 2. The Department of City Planning in its report dated April 24, 1990 and July 17, 1990 declared that the above-described changes of official sidewalk width is in conformity with the Master Plan, and made findings of consistency with the Eight Priority Policies of City Planning Code Section 101.1.

The San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings made by the Department of City Planning, by its letter dated April 24, 1990 and July 17, 1990, that the project intended by the proposed changes of official sidewalk width is consistent with the eight priority policies of City Planning Code Section 101.1.

The petitioner, as is necessary as a result of this Ordinance, shall make arrangement with public utility companies and City departments for the relocation and/or adjustment of their facilities in the affected sidewalk and street area.

DESCRIPTION APPROVED:

City Engineer

RECOMMENDED

for Director of Public Works

APPROVED AS TO FORM:
LOUISE RENNE, City Attorney

By Deputy City Attorney

APPROVED:

Chief Administrative Officer

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
September 30, 1991	§	October 7, 1991
	§	
	§	
Ayes: Supervisors Alioto Britt Gonzalez Hallinan Hsieh Migden	§	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward
	§	
	§	
Absent: Supervisors Achtenberg Ward Kennedy Maher Shelley	§	Absent: Supervisor Britt
	§	

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
34-91-1

OCT 14 1991
Date Approved

Mayor

FILE NO. 97-91-45 ORDINANCE NO. 362-91

(Agriculture)

AMENDING CHAPTER 1 OF THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTION 1.13-3 THEREOF CHANGING THE TITLE OF THE ORGANIZATION RESPONSIBLE FOR CONTRACTING WITH THE CITY AND COUNTY OF SAN FRANCISCO FOR PESTICIDE REGULATION.

Note: Additions are underlined; deletions are indicated by ((double parentheses)).

Be it ordained by the people of the City and County of San Francisco:

Section 1. Chapter 1 of the San Francisco Administrative Code is hereby amended by amending section 1.13-3 thereof, to read as follows:

Section 1.13-3. IMPLEMENTING PESTICIDE REGULATIONS. The President of the Board of Supervisors is hereby authorized to execute an annual contract between the ((Director of Food and Agriculture of the State of California)) California Department of Pesticide Regulations and the Board of Supervisors of the City and County for services for implementing new pesticide permit regulations as provided by Section 2452, Subsection (j) of the Administrative Code, Title 3, of the State of California.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

Theodore P. Lakey

Deputy City Attorney

APPROVED BY:

RUDOLF NOTHENBERG, CAO

Chief Administrative Officer

RECOMMENDED BY:

G. E. WEETH

G. E. Weeth

County Agricultural Commissioner/Sealer

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 30, 1991	October 7, 1991
Ayes: Supervisors Alioto Britt Gonzalez Hallinan Hsieh Migden	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Achtenberg Ward Kennedy Maher Shelley	Absent: Supervisor Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor

Clerk

File No. 97-91-45

OCT 14 1991

Date Approved

Mayor

DOCUMENTS DEPT.

OCT 25 1991

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FILE NO. 97-91-46 ORDINANCE NO. 363-91

(Agriculture)

AMENDING CHAPTER 1 OF THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTION 1.10 THEREOF CHANGING THE FEES CHARGED FOR INSPECTION OF AGRICULTURAL PRODUCTS.

Note: Additions are underlined; deletions are indicated by ((double parentheses)).

Be it ordained by the people of the City and County of San Francisco:

Section 1. Chapter 1 of the San Francisco Administrative Code is hereby amended by amending section 1.10 thereof, to read as follows:

Section 1.10. INSPECTION OF AGRICULTURAL PRODUCTS PRIOR TO SHIPMENT - INSPECTION FEES. The fees to be charged for inspection and certificates for agricultural products to be shipped, effective ((July 1, 1980)) January 1, 1992 shall be as follows:

Number of packages:

(a) 1 - 100.....(($10.00)) $15.00.

101 - 200.....(($12.00)) $20.00.

201 - 500.....(($15.00)) $25.00.

501 - 1000.....(($15.00)) $25.00 plus one cent per package.

Over 1000.....(($20.00)) $30.00 plus one-half cent per package.

(b) For each certificate of fumigation.....(($10.00)) $25.00.

(c) ((Ten)) Fifteen dollars shall be the minimum charge for any single certificate.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

Theodore B. Foley

Deputy City Attorney

APPROVED BY:

RUDOLPH NOTHENBERG, CAO

Chief Administrative Officer

RECOMMENDED BY:

G. E. WEETH

G. E. Weeth

County Agricultural Commissioner/Sealer

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 30, 1991	October 7, 1991
Ayes: Supervisors Alioto Britt Gonzalez Hallinan Hsieh Migden	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Achtenberg Ward Kennedy Maher Shelley	Absent: Supervisor Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor

Clerk

File No. 97-91-46

OCT 14 1991

Date Approved

Mayor

DOCUMENTS DEPT.

OCT 25 1991

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FILE NO. 101-91-11

ORDINANCE NO. 364-91

RO# 91063 SA# 2

(Government Funding)

APPROPRIATING $19,573 FOR CAPITAL IMPROVEMENT PROJECT (VARIOUS LOCATION, TRAFFIC SIGNAL MODIFICATION) AND CERTIFYING $19,573 FROM CAPITAL IMPROVEMENT PROJECT (VARIOUS LOCATIONS, TRAFFIC SIGNAL MODIFICATION) TO COVER OVERAGE ABOVE TEN PERCENT (10%) OF CONTRACTED AMOUNT PURSUANT TO PROVISIONS OF CHARTER SECTION 7.203, PUBLIC WORK FOR FISCAL YEAR 1991-92.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1991-92 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
05-607	1987 STREET IMPROVEMENT-BOND FUND		
90-06-00	PUBLIC WORKS		
PROJECT 605-01	VARIOUS LOCATIONS, TRAFFIC SIGNAL MODIFICATION		
20-2030 (778324)	CAPITAL IMPROVEMENT PROJECT	$19,573	$19,573

Approved As To Form:
Louise H. Renne, City Attorney

By: _____
Deputy City Attorney

Funds Available:

_____
Controller

Ernie.1

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 30, 1991	October 7, 1991
Ayes: Supervisors Alioto Britt Gonzalez Hallinan Hsieh Migden	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Achtenberg Ward Kennedy Maher Shelley	Absent: Supervisor Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

_____
Clerk

File No. 101-91-11

OCT 14 1991
Date Approved

_____
Mayor

DOCUMENTS DEPT.

OCT 25 1991

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9/25/91 - As amended in Committee.

FILE NO. 101-91-12

ORDINANCE NO. 365-91

RO# 91064 SA# 4

(Government Funding)

APPROPRIATING $750,000 CAPITAL IMPROVEMENT PROJECT (EVALUATION OF BAYSIDE TREATMENT), PUBLIC WORKS FOR FISCAL YEAR 1991-92; PLACING $250,000 ON RESERVE.

9/25/91 jlb

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1991-92 as follows:

Department And Number	Source Of Funds And Purpose of Appropriation	Amount Debit	Amount Credit
35-525	G.O. Bond Interest Accumulation		
90-05-00	Public Works		
G.L. 495 (035030)	Committment From Fund Balance	$750,000	
Project 103-00	Evaluation of Bayside Treatment		
20-2030 (543793)	Capital Improvement Project		$750,000

Section 2. Funds in the amount of $250,000 for preparation of an Environmental Impact Statement are hereby placed on reserve pending departmental submission of the contractor's name, its MBE/WBE status and budget information, to be released by the Finance Committee.

9/25/91 jlb

(See File for departmental signatures)

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 30, 1991	October 7, 1991
Ayes: Supervisors Alioto Britt Gonzalez Hallinan Hsieh Migden	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Achtenberg Ward Kennedy Maher Shelley	Absent: Supervisor Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 101-91-12

OCT 14 1991
Date Approved

Mayor

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OCT 25 1991

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FILE NO. 101-91-13

ORDINANCE NO. 366-91

RO# 91069 SA# 16

(Government Funding)

APPROPRIATING $234,317 FOR CAPITAL IMPROVEMENT PROJECT (EMERGENCY OPERATIONS CENTER), FIRE DEPARTMENT FOR FISCAL YEAR 1991-92.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1991-92 as follows:

Department And Number	Source Of Funds And Purpose of Appropriation	Amount Debit	Amount Credit
05-606	1986 Fire Protection System Improvement Bond		
31-03-00	Fire Department		
54-5401 (049684)	Interest Earned	$234,317	
Project 612-01	Emergency Operation Center		
20-2030 (530105)	Capital Improvement Project		$234,317

Approved As To Form
Louise H. Renne, City Attorney

BY: Deputy City Attorney

Funds Available

for Controller

Ernie.Pro

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 30, 1991	October 7, 1991
Ayes: Supervisors Alioto Britt Gonzalez Hallinan Hsieh Migden	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Achtenberg Ward Kennedy Maher Shelley	Absent: Supervisor Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 101-91-13

OCT 14 1991
Date Approved

Mayor

DOCUMENTS DEPT.

OCT 25 1991

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FILE NO. 101-91-14 ORDINANCE NO. 367-91

RO# 91072 SA# 20

(Government Funding)

APPROPRIATING $214,324 FOR PERMANENT SALARIES AND PROFESSIONAL SERVICES (DISPUTE RESOLUTION PROGRAM), MAYOR'S OFFICE OF COMMUNITY DEVELOPMENT, FOR FISCAL YEAR 1991-92.

Be it ordained by the People of the City & County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1991-92 as follows:

Department And Number	Source Of Funds And Purpose of Appropriation	Amount Debit	Amount Credit
02-513	Dispute Resolution Program		
11-00-00	Municipal Court		
Project 001-01	Dispute Resolution Program-MOCD Administration		
57-5700 (049486)	Gifts	$ 267	
70-7001	Court Fees	62,443	
70-7002	Court Filing Fees/Surcharge	291	
15-01-00	County Clerk		
Project 001-01	Dispute Resolution Program-MOCD Administration		
70-7002 (049478)	Court Filing Fees/Surchage	$ 96,291	
25-17-00	Mayor's Office of Community Development		
Project 001-01	Dispute Resolution Program-MOCD Administration		
54-5401 (053660)	Interest Earned - Pooled Cash	$ 24,176	
10-1001 (323808)	Professional Services	28,170	
Project 001-02	Community Boards		
10-1001 (323808)	Professional Services	2,686	
Project 001-02	Community Boards		$105,545
Project 001-03	California Community Dispute-Services		90,000
Project 001-04	California Lawyers for the Arts		10,000
Project 001-01	MOCD - Administration		
10-0010 (323808)	Permanent Salaries		8,779
	Total	$214,324	$214,324

Approved As To Form
Louise H. Renne, City Attorney

BY Theodore R. Lakey
Deputy City Attorney

Funds Available

John W Madden
Controller

Ernie May

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
September 30, 1991	§	October 7, 1991
	§	
	§	
Ayes: Supervisors Alioto Britt	§	Ayes: Supervisors Achtenberg Alioto
Gonzalez Hallinan Hsieh Migden	§	Gonzalez Hallinan Hsieh Kennedy
	§	Maher Migden Shelley Ward
	§	
Absent: Supervisors Achtenberg Ward	§	Absent: Supervisor Britt
Kennedy Maher Shelley	§	

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
101-91-14

OCT 14 1991
Date Approved

Mayor

FILE NO. 121-91-7 ORDINANCE NO. 368-91

(Tour Bus Restriction)

AMENDING PART II, CHAPTER VIII OF THE SAN FRANCISCO MUNICIPAL CODE (POLICE CODE), ADDING SECTION 1183.21 REGARDING TOUR BUS RESTRICTIONS ON LOMBARD STREET.

Note: Additions are underlined.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 16, Part II, Chapter VIII of the San Francisco Municipal Code (Police Code) is hereby amended by adding thereto Section 1183.21 to read as follows:

SEC. 1183.21 RESTRICTED AREAS. Lombard Street, between Van Ness Avenue and Polk Street.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: Julian E. Hultgren
Deputy City Attorney

DESCRIPTION APPROVED:

Norman E. Bray
City Traffic Engineer

RECOMMENDED:

Rina Cutler
Director of
Parking and Traffic

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
September 30, 1991	§	October 7, 1991
Ayes: Supervisors Alioto Britt Gonzalez Hallinan Hsieh Migden	§	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Achtenberg Ward Kennedy Maher Shelley	§	Absent: Supervisor Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
121-91-7

OCT 14 1991
Date Approved

Mayor

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OCT 25 1991

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FILE NO. 124-91-6 ORDINANCE NO. 369-91

(Holiday Traffic Regulation)

AMENDING PART II, CHAPTER XI, SAN FRANCISCO MUNICIPAL CODE (TRAFFIC CODE) BY ADDING SECTION 49 TO ARTICLE 3 PROVIDING FOR NOVEMBER AND DECEMBER HOLIDAY PARKING AND TRAFFIC REGULATIONS.

NOTE: This entire section is new.

BE IT ORDAINED by the people of the City and County of San Francisco:

Section 1. Article 3, Part II, Chapter XI of the San Francisco Municipal Code (Traffic Code) is hereby amended by adding Section 49 thereto to read as follows:

SEC. 49. NOVEMBER AND DECEMBER HOLIDAY PARKING AND TRAFFIC REGULATIONS.

The Director of Parking and Traffic may designate temporary parking and traffic regulations that are reasonably necessary to improve the movement of traffic and to reduce traffic congestion within the Metropolitan Traffic District during the November and December holiday season. Such regulations shall be effective for such period between Thanksgiving Day and New Years Day as may be designated by the Director and may include, but shall not be limited to, the following: prohibition of parking; prohibition of stopping; tow-away enforcement for violation of parking or stopping prohibitions; prohibition of left-hand turns and right-hand turns. The said regulations shall be issued in writing by the Director and shall become effective according to their terms unless rescinded by resolution of the Board of Supervisors. Appropriate signs shall be

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erected by the Department of Parking and Traffic to give notice of such regulations and shall be promptly removed after termination of the temporary regulation period.

APPROVED AS TO FORM:

By Julian E. Hultgren
JULIAN E. HULTGREN
Deputy City Attorney

APPROVED:

Norm E Bray
City Traffic Engineer

RECOMMENDED:

Rina Cutler
Director
Department of Parking and Traffic

2382w

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
September 30, 1991	§	October 7, 1991
	§	
	§	
Ayes: Supervisors Alioto Britt Gonzalez Hallinan Hsieh Migden	§	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward
	§	
Absent: Supervisors Achtenberg Ward Kennedy Maher Shelley	§	Absent: Supervisor Britt
	§	

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
124-91-6

OCT 1 4 1991
Date Approved

Mayor

FILE NO. 27-91-7 ORDINANCE NO. 370-91

(Airport - Lease Modifications)

APPROVING MODIFICATION NO. I OF LEASE AGREEMENT NO. 82-0315 BETWEEN CHINA AIRLINES AND CITY AND COUNTY OF SAN FRANCISCO, ACTING BY AND THROUGH ITS AIRPORTS COMMISSION.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Pursuant to Section 7.402-1 of the Charter, the Board of Supervisors hereby approves Modification No. I of the Lease and Use Agreement between China Airlines and the City and County of San Francisco, acting by and through its Airports Commission, copies of which Modification is contained in Board of Supervisors' file number 27-91-7.

APPROVED AS TO FORM:

LOUISE H. RENNE

City Attorney

By _____
Deputy City Attorney

0331p

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 30, 1991	October 7, 1991
Ayes: Supervisors Alioto Britt Gonzalez Hallinan Hsieh Migden	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Achtenberg Ward Kennedy Maher Shelley	Absent: Supervisor Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No. 27-91-7

OCT 14 1991
Date Approved

_____
Mayor

DOCUMENTS DEPT.

OCT 25 1991

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FILE NO. 199-91-3 ORDINANCE NO. 371-91

[Exchange of Real Property)]

AUTHORIZING TRANSFER FROM THE SAN FRANCISCO WATER DEPARTMENT TO THE SAN FRANCISCO COMMUNITY COLLEGE DISTRICT OF A PORTION OF LOT 1 IN ASSESSOR'S BLOCK 3180 IN EXCHANGE FOR THE TRANSFER FROM THE SAN FRANCISCO COMMUNITY COLLEGE DISTRICT TO THE SAN FRANCISCO WATER DEPARTMENT OF LOT 18 IN ASSESSOR'S BLOCK 3571; AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

Be It Ordained by the People of the City and County of San Francisco:

SECTION 1, The City and County of San Francisco, a municipal corporation, is the owner of Lot 1 in Assessor's Block 3180 in San Francisco, California, a portion of which is known as Balboa Reservoir and is under the jurisdiction of the San Francisco Water Department; and the San Francisco Community College District is the owner of Lot 18 in Assessor's Block 3571; and

SECTION 2, The San Francisco Community College District has requested that a portion of Lot 1 in Assessor's Block 3180, the south basin of Balboa Reservoir, as shown outlined in red on the map marked Exhibit "B", a copy of which is on file with the Clerk of the Board of Supervisors, be transferred to the Community College District, along with an air rights easement over the north basin of Balboa Reservoir, as shown outlined in blue on the same map marked Exhibit "B", for educational and related purposes; and

SECTION 3, The Community College District has declared that Lot 18 in Assessor's Block 3571, as shown outlined in green on the map marked Exhibit "C", a copy of which is on file with the Clerk of the Board of Supervisors, is not needed for classroom purposes and proposes that it be transferred to the San Francisco Water Department; and

SECTION 4, The Board of Governors of the San Francisco Community College District and the S.F. Public Utilities Commission have consented to and recommend the proposed exchange, and under the terms and conditions as substantially set forth in the Exchange Agreement, a copy of which is on file with the Clerk of the Board; and

SECTION 5, The Department of City Planning has reported, by letter dated July 12, 1991, that the proposed exchange was categorically exempt from environmental review, and on August 13, 1991, the same department stated that the proposed exchange was in conformity with the Master Plan and consistent with the Eight Priority Policies of Planning Code Section 101.1; now therefore be it ordained that

SECTION 6, This Board adopts as its own and incorporates by reference herein as though fully set forth the findings made by the Department of City Planning in its letter dated August 13, 1991, a copy of which is on file with the Clerk of the Board of Supervisors; and

SECTION 7, The Board of Supervisors hereby declares that the proposed exchange is in the public interest and consents to the exchange on the terms and conditions as substantially set forth in the Exchange Agreement.

SECTION 8, The Mayor and the Clerk of the Board of Supervisors are hereby authorized and directed to execute the necessary deeds to transfer the previously mentioned real property rights to the San Francisco Community College District, and the deeds shall be conveyed by the Director of Property upon the acceptance by him of the deed to the previously mentioned San Francisco Community College District real property. The City Attorney shall examine and approve title to said property.

Submitted by:

Director of Property

APPROVED AS TO FORM:
CITY ATTORNEY: LOUISE H. RENNE

by
Deputy City Attorney

RECOMMENDED:

General Manager
Public Utilities Commission

(Pursuant to PUC Res. 91-0320

3408

(Real Estate Dept.)

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OCT 2 5 1991
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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
October 7, 1991	§	October 15, 1991
	§	
	§	
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward	§	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward
	§	
Absent: Supervisor Britt	§	Absent: Supervisors Britt Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
199-91-3

Oct 16, 1991
Date Approved

Mayor

FILE NO. 82-91-3 ORDINANCE NO. 372-91

[Sale of Subsurface Easement]

AUTHORIZING SALE OF A 15 FOOT WIDE SUBSURFACE EASEMENT OVER BAY DIVISION PIPELINE NOS. 3 AND 4 RIGHT OF WAY LOCATED IN MILPITAS, SANTA CLARA COUNTY, CALIFORNIA, TO THE CITY OF MILPITAS FOR SEWER LINE PURPOSES.

Be It Ordained by the People of the City and County of San Francisco:

Section 1. In accordance with Public Utilities Commission Resolution No. 91-0128, the Board of Supervisors hereby grants an easement for sewer line purposes crossing a portion of parcel no. 118F of San Francisco Water Department's Bay Division Pipeline Nos. 3 and 4 Right of Way.

Section 2. The subject property is shown outlined in red on map identified as Drawing No. B-4586 dated March 1991 marked as Exhibit "A", a copy of which is on file with the Clerk of the Board of Supervisors. The City of Milpitas has requested that the City and County of San Francisco grant an easement to Milpitas without requiring that Milpitas exercise its power of eminent domain.

Section 3. The sale of said easement rights will not affect the Master Plan.

Section 4. Pursuant to Section 7.401 of the City Charter, the Director of Property has made an appraisal of the subject property easement and determined the market value of said easement to be $3,400. The City of Milpitas has executed an "offer to purchase agreement" to acquire said easement rights for $3,400.

Board of Supervisors, San Francisco

d for Second Reading	§	Finally Passed
	§	
er 7, 1991	§	October 15, 1991
	§	
	§	
Supervisors Achtenberg Alioto	§	Ayes: Supervisors Achtenberg Alioto
zalez Hallinan Hsieh Kennedy	§	Gonzalez Hallinan Hsieh Kennedy
er Migden Shelley Ward	§	Migden Shelley Ward
	§	
t: Supervisor Britt	§	Absent: Supervisors Britt Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

e No.
9 -3

OCT 18 1991

Date Approved

Mayor

FILE NO. 45-91-55

ORDINANCE NO. 373-91

RO#91068

[Settlement of Law Suit]

AUTHORIZING SETTLEMENT OF ATTORNEYS' FEES INCURRED IN CONNECTION WITH RACIAL HARASSMENT CLAIMS UNDER CONSENT DECREE AGAINST THE SAN FRANCISCO FIRE DEPARTMENT, USA V. CITY AND COUNTY OF SAN FRANCISCO, FONTAINE DAVIS V.CITY AND COUNTY OF SAN FRANCISCO.

Be it ordained by the People of the City and County of San Francisco:

Section 1: The City Attorney is hereby authorized to settle the attorneys' fees and costs of the attorneys' for the plaintiff-intervenors who represented racial harassment claimants against the San Francisco Fire Department (in USA v. City and County of San Francisco and Fontaine Davis v. City and County of San Francisco, C84-7089 MHP & C84-1100 MHP) by the payment of Two Hundred Sixty-Eight Thousand Eight Hundred Ninety-One Dollars and Twenty-Five Cents ($268,891.25).

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

GEORGE A. RILEY
Special Assistant to the City Attorney

RECOMMENDED:

FIRE DEPARTMENT

FREDERICK POSTEL
Chief of Department

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

01 001 97 09 31
309773 1450
$268,891.25

0861r SEP 06 1991

APPROVED:

FIRE COMMISSION

JAMES JEFFERSON
President

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
October 15, 1991	§	October 21, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	§	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Maher	§	Absent: Supervisors Britt Hsieh

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-91-55

OCT 28 1991
Date Approved

Mayor

DOCUMENTS DEPT.

NOV 5 - 1991

FILE NO. 45-91-56 ORDINANCE NO. 374-91

RO #91073

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF HARRY ANDREWS, et. al. v. CITY AND COUNTY OF SAN FRANCISCO, San Francisco Superior Court No. 810-911, AGAINST THE CITY AND COUNTY OF SAN FRANCISCO for $20,000.

Be it ordained by the People of the City and County of San Francisco:

The City Attorney is hereby authorized to settle the action entitled HARRY ANDREWS, et. al. v. CITY AND COUNTY OF SAN FRANCISCO, San Francisco Superior Court No. 810-911, by the payment of $20,000.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

By
KIMBERLY A. REILEY
Chief Trial Deputy

RECOMMENDED:

SAN FRANCISCO POLICE DEPARTMENT

WILLIS A. CASEY
Chief

FUNDS AVAILABLE:

EDWARD HARRINGTON
Controller

01 001 97 09 38
309781 1450 $20,000.00

SEP 17 1991

APPROVED:

SAN FRANCISCO POLICE COMMISSION

Secretary

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 15, 1991	October 21, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Maher	Absent: Supervisors Britt Hsieh

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-91-56

OCT 28 1991
Date Approved

Mayor

DOCUMENTS DEPT.

NOV 5 - 1991

PUBLIC LIBRARY

FILE NO. 45-91-54

ORDINANCE NO. 375-91

RO #91067

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF DOROTHY H. TOMLINSON AND ALFRED T. TOMLINSON AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $90,000.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "DOROTHY H. TOMLINSON AND ALFRED T. TOMLINSON v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 918-326, by the payment of $90,000.

APPROVED AS TO FORM AND RECOMMENDED:

KIMBERLY A. REILEY
Chief Trial Deputy

RECOMMENDED:

RICHARD EVANS, Director
Department of Public Works

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

01 001 97 09 90
309674 1450 $90,000.00

SEP 06 1991

APPROVED:

RUDOLF NOTHENBERG
Chief Administrative Officer

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 15, 1991	October 21, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Maher	Absent: Supervisors Britt Hsieh

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-91-54

OCT 28 1991
Date Approved

Mayor

DOCUMENTS DEPT.

NOV 5 - 1991

FILE NO. 45-91-57

ORDINANCE NO. 374-91

RO #91075

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF MARIA ESTRADA and ROGER ESTRADA v. CITY AND COUNTY OF SAN FRANCISCO, et al., for $15,000.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "MARIA ESTRADA and ROGER ESTRADA v. CITY AND COUNTY OF SAN FRANCISCO, et al., Superior Court No. 908-520, by the payment of $15,000.

APPROVED AS TO FORM AND RECOMMENDED

LOUISE H. RENNE
City Attorney

for KIMBERLY A. REILEY
Chief Deputy Attorney

RECOMMENDED:

DEPARTMENT OF PUBLIC HEALTH

RAYMOND BAXTER, PH.D.
Director
Department of Public Health

FUNDS AVAILABLE

EDWARD HARRINGTON
Controller

01 001 97 09 86
309807 1450 $15,000.00

SEP 24 1991

APPROVED:

Secretary

28811

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 15, 1991	October 21, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Maher	Absent: Supervisors Britt Hsieh

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-91-57

OCT 28 1991
Date Approved

Mayor

DOCUMENTS DEPT.

NOV 5 - 1991

FUNDS COUNTER

10/9/91 - as amended in committee.

FILE NO. 101-91-2.2 ORDINANCE NO. 377-91

(Government Funding)

AMENDING THE ANNUAL APPROPRIATION ORDINANCE, 1991-92, FILE 101-91-2, ORDINANCE NO. 303-91 BY AMENDING THE ADMINISTRATIVE PROVISIONS THEREOF BY ADDING SECTION 4.7 THERETO PROVIDING FOR THE COLLECTION AND DISTRIBUTION OF RENTS FROM PRIVATE TENANTS TO THE DIRECTOR OF PROPERTY.

Be it ordained by the People of the City and County of San Francisco:

NOTE: This entire section is new.

Section 1. Section 4.7 is hereby added to the administrative provisions of the annual appropriation ordinance to read as follows:

Section 4.7. Rents received from subtenants at buildings leased by the City and County of San Francisco received by the Real Estate Department are hereby appropriated to the extent necessary for ~~lease rental payments, maintenance and operation and other costs related to said buildings~~ unanticipated maintenance and repair items relative to subtenant leases.

10/9/91
jlb

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By: Robert A. Kinsella
Deputy City Attorney

RECOMMENDED BY:

RUDOLF NOTHENBERG
Chief Administrative Officer

By: for

EDWARD HARRINGTON
Controller

By: John W. Lucas

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 15, 1991	October 21, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Kennedy Maher Migden Shelley Ward
Absent: Supervisor Britt	Absent: Supervisors Britt Hsieh

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 101-91-2.2

OCT 28 1991
Date Approved

Mayor

DOCUMENTS DEPT.
NOV 5 - 1991

10/9/91 - Amendment of the Whole.

10/9/91 - Amendment of the Whole.

FILE NO. 101-91-15

ORDINANCE NO. 378-91

RO# 91062 SA# 10

(Government Funding)

APPROPRIATING $1,073,450 FOR PERMANENT SALARIES - MISCELLANEOUS, TEMPORARY SALARIES-NURSES, RELATED MANDATORY FRINGE BENEFITS AND MEDICAL SERVICE CONTRACT, FOR THE CREATION OF EIGHTEEN (18) POSITIONS, PUBLIC HEALTH-CENTRAL OFFICE, SAN FRANCISCO GENERAL HOSPITAL AND COMMUNITY MENTAL HEALTH SERVICES; SUBJECT OF PREVIOUS BUDGETARY DENIAL, FOR FISCAL YEAR 1991-92.

Be it ordained by the People of the City & County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1991-92 as follows:

Department And Number	Source Of Funds And Purpose of Appropriation	Amount Debit	Amount Credit
01-001	General Fund		
G.L. 904 (000026)	Original Unappropriated Revenue Retained		
Subsidiary (000044)	Dental Clinic Restoration Reserve	$204,000	
Subsidiary (000045)	Chinatown Clinic Restoration Reserve	200,000	
Subsidiary (000046)	YGC - Special Youth Program Reserve	63,450	
Subsidiary (000047)	Mount Zion Crisis Center Reserve	200,000	
Subsidiary (000067)	Child Sexual Abuse/Assault Reserve	49,000	
Subsidiary (000071)	S.F.G.H. Clinic Restoration Reserve	250,000	
G.L. 496 (000026)	Unappropriated Revenue Reserve		
Subsidiary (000006)	General Reserve		$37,125
83-02-40	C.P.H.S. Health Care Centers		
01-0010 (734301)	Permanent Salaries - Miscellaneous		$218,708
04-0600	Mandatory Fringe Benefits		47,339
	Total - Public Health		$266,0479
87-23-00	CMHS - Children Services		
01-0010 (730374)	Permanent Salaries - Miscellaneous		$54,669
04-0600	Mandatory Fringe Benefits		14,029
	Total - Childrens Services		$68,698
87-23-07	CMHS - CASARC		
01-0010 (731604)	Permanent Salaries - Miscellaneous		$22,725
04-0600	Mandatory Fringe Benefits		5,223
	CMHS - CASARC		$27,948
87-25-00	CMHS-Adult Acute		
10-1010 (730416)	Medical Service Contract		$200,000
87-26-00	CMHS - Adult Community		
01-0010 (730515)	Permanent Salaries - Miscellaneous		93,118
04-0600	Mandatory Fringe Benefits		23,514
	Total - Adult Community		$116,632
99-00-00	General Fund Unallocated		
48-4700 (876789)	Contribution Transfer Out To #36-001 Hospital Operating Fund; 86-01-00 - San Francisco General Hospital		$250,000
	Total - General Fund	$966,450	$966,450

BOARD OF SUPERVISORS

DOCUMENTS DEPT.

NOV 5 - 1991

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Department And Number	Source Of Funds And Purpose of Appropriation	Amount Debit	Amount Credit
36-001	Hospital Operating Fund		
86-01-00	S.F.G.H. - Acute Operations		
98-9701 (199471)	Contribution Transfer in from #01-001; General Fund	$250,000	
99-9990 (230623)	Revenue Transfer In From #02-062 Special Fund - Public Health	107,000	
01-0010 (462580)	Permanent Salaries - Miscellaenous		$166,236
02-0205	Temporary Salaries - Nurse		134,395
04-0600	Mandatory Fringe Benefits		56,369
	Total	$357,000	$357,000
02-062	Special Fund - Public Health		
83-01-20	Emergency Medical Service		
Project 007-22	Professional Service		
53-5301 (051789)	Traffic Fines	$107,000	
49-4900 (911040)	Revenue Transfer out to #36-001; Hospital Operating Fund; 86-01-00 San Francisco General Hospital		$107,000

Section 2. Funds are hereby appropriated for eighteen (18) positions created by amendement to the Annual Salary Ordinance (Board of Supervisors File No. _____) as follows:

Fund: General Fund
Department: Public Health - Central Office

Classification	RATE			Created
1444 A Secretary	$ 912	B	$ 1,104	1
2202 A Dental Aide	1,032	B	1,249	1
2210 A Dentist	2,398	B	2,902	2
2232 A Senior Physician Specialist	2,700	B	3,282	1
TOTAL				5

Fund: General Fund
Department: Public Health - CMHS

Classification	RATE			Created
2586 A Health Worker II	$ 925	B	$ 1,120	2
2587 A Health Worker III	1,013	B	1,226	1
2930 A Psychiatric Social Worker	1,535	B	1,862	1
2920 A Medical Social Worker	1,535	B	1,862	1
TOTAL				5

Fund: General Fund
Department: San Francisco General Hospital

Classification	RATE			Created
2586 A Health Worker II	$ 925	B	$ 1,120	1
2846 A Nutritionist	1,573	B	1,909	1
2454 G Clinical Pharmacist	1,927	B	2,342	6
TOTAL				8
GRAND TOTAL				18

Section 3. This Ordinance is adopted by a two-thirds vote of all members of the Board of Supervisors pursuant to Section 6.306 of the Charter. These items were previously requested by Budget estimate and denied by the Board of Supervisors.

Approved As to Form:
Louise Renne, City Attorney

BY_____
Deputy City Attorney

Funds Available:

Controller

Civil Service Commission:

_____
General Manager, Personnel

Ernie.SFGH

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
October 15, 1991	§	October 21, 1991
	§	
	§	
Ayes: Supervisors Achtenberg Alioto	§	Ayes: Supervisors Achtenberg Alioto
Gonzalez Hallinan Hsieh Kennedy	§	Gonzalez Hallinan Hsieh Kennedy
Maher Migden Shelley Ward	§	Maher Migden Ward
	§	
Absent: Supervisor Britt	§	Absent: Supervisors Britt Shelley

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
101-91-15

OCT 28 1991
Date Approved

Mayor

DOCUMENTS DEPT.
NOV 5 - 1991

FILE NO. 101-91-17

ORDINANCE NO. 879-91

RO# 91078 SA# 24

(Government Funding)

APPROPRIATING $1,236,019 FOR VARIOUS PURPOSES (PURCHASE OF BUILDING AT 25 VAN NESS AVENUE) REAL ESTATE FOR FISCAL YEAR 1991-92.

Be it ordained by the People of the City & County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1991-92 as follows:

Department And Number	Source Of Funds And Purpose of Appropriation	Amount Debit	Amount Credit
02-025	25 Van Ness Building		
Project 001-00	Rent 25 Van Ness		
58-5415 (056648)	Rental - 25 Van Ness Building	$1,236,019	
71-20-00	Real Estate		
Project 001-01	25 Van Ness Building		
10-1090 (421388)	Other Contractual Services		$ 267,520
10-1200	Other Services		32,800
11-1300	Material and Supplies		11,200
14-1400	Fixed Charges		2,000
14-1460	Rental of Property		734,499
30-3030	Service of other Departments-Real Estate		48,000
30-3150	Services of other Departments-Water Department		16,000
30-3300	Services of other Departments-Light, Heat and Power		64,000
30-3650	Services of other Departments-CAO-Insurance and Risk Reduction		60,000
	Total	$1,236,019	$1,236,019

Approved As To Form

Funds Available

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 15, 1991	October 21, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Maher	Absent: Supervisors Britt Hsieh

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 101-91-17

OCT 28 1991
Date Approved

Mayor

DOCUMENTS DEPT.

NOV 5 - 1991

PUBLIC LIBRARY

FILE NO. 102-91-6 ORDINANCE NO. 380-91

PUBLIC EMPLOYMENT SAL.ORD.AMEND.NO. 4

10/9/91 jlb

10/9/91 jlb

AMENDING ORDINANCE NO. 304-91 (ANNUAL SALARY ORDINANCE, 1991-92) REFLECTING THE ADDITION OF ~~TWENTY~~ EIGHTEEN POSITIONS IN THE DEPARTMENT OF PUBLIC HEALTH AS FOLLOWS: FIVE POSITIONS IN COMMUNITY PUBLIC HEALTH SERVICES; ~~SEVEN~~ FIVE POSITIONS IN MENTAL HEALTH, SUBSTANCE ABUSE, AND FORENSICS; AND EIGHT POSITIONS IN SAN FRANCISCO GENERAL HOSPITAL.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated section and items of Ordinance No. 304-91 (Annual Salary Ordinance, 1991-92) are hereby amended so that the same shall read as follows:

(Amendment)	No. Pos.	Class & Item No.	Class Title	Compensation Schedule
		Dept.: 83	Public Health Central Office	
		Division: 02	CPHS	
		Section: 40	Health Care Centers	
		Program: 4129	Health Centers	
		Fund: 01001	General Fund	
		Index: 734301	CPHS Health Care Centers EXP	
		Proj/Phase: 000/00	Unassigned Title	
		Object: 001	Permanent Salaries-Miscellaneous	
1 added	1	1444 A	Secretary I	SC $ 912B1104
1 added	1	2202 A	Dental Aide	SC 1032B1249
2 added	2	2210 A	Dentist	Z,SC 2388B2902
1 added	1	2232 A	Senior Physician Specialist	Z,SC 2700B3282
		Dept.: 87	Community Mental Health	
		Division: 23	CMHS Children's Services	
		Section: 00	CMHS Children's Services	
		Program: 4271	CMHS Children's	
		Fund: 01001	General Fund	
		Index: 730374	CMHS Children's Budget Only	
		Proj/Phase: 000/00	Unassigned Title	
		Object: 001	Permanent Salaries-Miscellaneous	
1 added	1	2586 A	Health Worker II	SC $925B1120
		Dept.: 87	Community Mental Health	
		Division: 23	CMHS Children's Services	
		Section: 07	Child CASARC Program	
		Program: 4271	CMHS Children's	
		Fund: 01001	General Fund	
		Index: 731604	Child CASARC Program	
		Proj/Phase: 000/00	Unassigned Title	
		Object: 001	Permanent Salaries-Miscellaneous	
1 added	1	2920	Medical Social Worker	Z,SC $1535B1862
		Dept.: 87	Community Mental Health	
		Division 26	CMHS Adult Community Services	
		Section: 00	CMHS Adult Community Services	
		Program: 4274	CMHS Adult Community	
		Fund: 01001	General Fund	
		Index: 730515	CMHS Adult Community Budget Only	
		Proj/Phase: 000/00	Unassigned Title	
		Object: 001	Permanent Salaries-Miscellaneous	
1 added	1	2586 A	Health Worker II	SC $ 925B1120
1 added	1	2587 A	Health Worker III	SC 1013B1226
~~3~~ 1 added	~~3~~ 1	2930 A	Psychiatric Social Worker	Z,SC 1535B1862
		Dept.: 86	San Francisco General Hospital	
		Division: 01	General	
		Section: 00	General Division	
		Program: 4101	Acute Operations	
		Fund: 36001	Hospital Operating Fund	
		Index: 462580	Acute Operations	
		Proj/Phase: 000/00	Unassigned Title	
		Object: 001	Permanent Salaries-Miscellaneous	
6 added	6	2454 G	Clinical Pharmacist	SC $1927B2342
1 added	1	2586 A	Health Worker II	SC 925B1120
1 added	1	2846 A	Nutritionist	Z,SC 1573B1909

APPROVED AS TO CLASSIFICATION:
CIVIL SERVICE COMMISSION

GENERAL MANAGER, PERSONNEL

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

BY: Theodore R. Sato
DEPUTY CITY ATTORNEY

DOCUMENTS DEPT.
NOV 5 - 1991

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 15, 1991	October 21, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Ward
Absent: Supervisor Britt	Absent: Supervisors Britt Shelley

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
102-91-6

OCT 28 1991
Date Approved

Mayor

[WARNING SIGNS -- CONDOMS]

AMENDING PART II, CHAPTER V OF THE SAN FRANCISCO MUNICIPAL CODE (HEALTH CODE) BY ADDING SECTION 267 THERETO, PROVIDING FOR POINT OF RETAIL SALE CONDOM WARNING SIGNS.

Note: All sections are new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter V of the San Francisco Municipal Code (Health Code) is hereby amended by adding Sections 267 through 267.6 thereto, to read as follows:

SEC. 267. POLICY. It is the policy of the City and County of San Francisco to require every person who sells condoms made of natural membrane (lambskin) intended to be used for disease or pregnancy prevention to post a conspicuous warning at the point of retail sale, display for purchase, or dispensing of condoms that latex condoms labelled for disease prevention provide greater protection against AIDS, Hepatitis B and Herpes viruses than do natural (lambskin) condoms.

SEC. 267.1 FINDINGS. Recent testing of natural membrane (lambskin) condoms revealed that this type of condom prevents the passage of sperm through the pores of the material, but some viruses and virus-sized particles pass through the barrier membrane. This research indicates that users cannot be assured that natural membrane condoms will be a barrier against all sexually transmitted diseases. Based on research conducted that studied the effectiveness of condoms made of latex and condoms made of natural membrane in preventing the transmission of sexually transmitted diseases, the Food and Drug Administration, of the Department of Health and Human Services, released an educational publication ("Condoms and Sexually Transmitted Disease," 1990) that states: "Tests have shown that latex condoms can prevent the passage of AIDS, hepatitis and herpes viruses but natural (lambskin) condoms may not do this."

Therefore, in order to serve the public health, safety and welfare, the Board of Supervisors declares that the purpose of this article is to educate the public by requiring that warning signs be placed at all locations where condoms made of natural membrane (lambskin) are sold to the public.

SEC. 267.2 DUTY TO POST.

(a) Every person or entity who owns, operates, manages, leases or rents a premises or vending machine offering condoms made of natural membrane (lambskin) for sale, or dispensing for consideration, to the public, shall cause a sign or notice to be posted at one of the following points: the point of sale, display for purchase, distribution, or dispensing. Such notice shall be in English, Spanish, Chinese and Tagalog as provided in this section.

The sign or notice shall read:

WARNING.
LATEX CONDOMS LABELLED FOR DISEASE PREVENTION PROVIDE GREATER PROTECTION AGAINST AIDS, HEPATITIS B AND HERPES VIRUSES THAN DO NATURAL (LAMBSKIN) CONDOMS.
FOR MORE INFORMATION CALL 864-8100.

AVISO.
LOS CONDONES DE LATEX CON ROTULOS DE PREVENCION DE ENFERMEDADES OFRENCEN UNA MAYOR PROTECCION CONTRA LOS VIRUS DEL SIDA, HEPATITIS B Y HERPES QUE LOS CONDONES NATURALES DE PIEL DE CORDERO.
PARA MAS INFORMACION LLAME AL: 864-8100

/ / /

/ / /

/ / /

DOCUMENTS DEPT. NOV 5 1991 PUBLIC LIBRARY

警告

預防愛滋病、乙性肝炎和疱疹。

用乳膠安全套比天然安全套(用羊腸製造)

更有效。

如果您有什麼問題，請打電話到

864-8100 和我們聯絡。

BABALA
ANG CONDOM NA GAWA SA GOMA AY NAKAPAGBIBIGAY
NG HIGIT NA PROTEKSYON LABAN SA AIDS VIRUS,
HEPATITIS B, AT HERPES KAYSA SA CONDOM NA GAWA
SA BALAT.
PARA SA HIGIT NA IMPORMASYON, TUMAWAG SA 864-8100.

(b) Such sign shall be not less than eight and one-half inches by eleven inches and shall be conspicuously displayed so as to be readable. The word "WARNING" shall not be less than one-half inch in height and shall be centered on a single line with no other text. The sentence "FOR MORE INFORMATION CALL 864-8100" shall be a separate paragraph centered immediately following the last sentence of the English warning and the same format shall be followed for the other languages.

(c) The required sign or notice shall be placed as follows:

1. Where the sale, display for purchase, or dispensing of condoms made of natural membrane to the public occurs other than through the use of a vending machine, at least one sign shall be posted at one of the following points: point of retail sale, dispensing, or at the display for purchase and shall be

conspicuously displayed so as to be readable.

2. Where the sale or dispensing of condoms made of natural membrane to the public occurs through the use of a vending machine, the sign or notice and the lettering thereon is not subject to the minimum width, height, or length requirements of this sub-section (b) of this Section except at least one sign or notice shall be attached or affixed to the front of the vending machine to assure that it is readable by a person who is physically close enough to the vending machine to actually operate it.

(d) It is the intent of the Board of Supervisors in approving these provisions that the specified warning notices shall be provided by the Department of Public Health to facilitate compliance with the requirements.

SEC. 267.3 VIOLATIONS AND PENALTIES.

Anyone, subject to the provision of Sec. 267.2 knowingly failing to post the required warning, is guilty of an infraction.

SEC. 267.4 ENFORCEMENT. In addition to any peace officer the following classes of employees of the City and County of San Francisco shall have the authority to enforce the provisions of Section 267.2:

Classification Number	Class Title
6120	Environmental Health Inspector
6122	Senior Environmental Health Inspector
6124	Principal Environmental Health Inspector
6127	Assistant Director, Bureau of Environmental Health
6126	Director, Bureau of Environmental Health
8280	Environmental Control Officer

SEC. 267.5 CITY UNDERTAKING LIMITED TO PROMOTION OF GENERAL WELFARE. In undertaking the adoption and enforcement of this Chapter, the City is assuming an undertaking only to promote the general welfare. This Chapter is not intended to create any new rights for breach of which the City is liable in money damages to any person who claims that such breach proximately caused injury. This section shall not be construed to limit or proscribe any other existing rights or remedies possessed by such person.

SEC. 267.6 SEVERABILITY. If any part of this ordinance, or the application thereof, is held to be invalid, the remainder of this ordinance shall not be affected thereby, and this ordinance shall otherwise continue in full force and effect. To this end, the provisions of this ordinance, and each of them, are severable.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: Theodore R. Sakey
Deputy City Attorney

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 15, 1991	October 21, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Ward	Absent: Supervisors Britt Hsieh

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
118-91-6

OCT 28 1991
Date Approved

Mayor

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FILE NO. 121-91-8 ORDINANCE NO. 382-91

(Filing & License Fees for Police Permits)

AMENDING PART II, CHAPTER VIII OF THE SAN FRANCISCO MUNICIPAL CODE (POLICE CODE) BY AMENDING SECTIONS 2.26 AND 2.27 RELATING TO FILING FEES AND DELETING FILING AND LICENSE FEES FOR MOTOR VEHICLES FOR HIRE.

NOTE: Additions or substitutions are indicated by underlining; deletions are indicated by ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter VIII of the San Francisco Municipal Code (Police Code) is hereby amended by amending Sections 2.26 and 2.27 thereof, to read as follows:

SEC. 2.26. SCHEDULE OF PERMIT AND FILING FEES.

The following filing fees, payable in advance to the Police Department, are required when submitting applications for permits to the Police Department:

TYPE OF PERMIT		FILING FEE
Permit Amendment/Additional Partner	((($ 48))	$ 55
Advertising Vehicle	((157))	275
Amusement Park	((292))	470
Antique Shop	((261))	340
Auto Wrecker	((171))	422
Ball or Ring Throwing Games	((226))	290
Balloon or Kite Advertising	((191))	190
Billiard Parlor	((211))	298

/ / /

TYPE OF PERMIT		FILING FEE
Bingo Games		$ 50
Amendment to Permit		50
Cabaret	((($503))	638
((Change of Color Scheme		52))
Circus	((274))	340
Closing-Out Sale	((137))	262
Dance Hall Keeper	((522))	638
One Night Dance	((18))	25
Dealer In Firearms and/or Ammunition	((310))	470
Renewal		158
Discharge of Cannon	((100))	175
Distributor of Advertising		
Class A	((198))	331
Class B	((137))	291
Driverless Auto Rental	((216))	365
((Driver Passenger Vehicle		31))
Encounter Studio		
Owner	((285))	375
Employee	((70))	128
Escort Service		
Owner	((174))	240
Employee	((74))	128
Funeral Procession Escort	((112))	145
Insignia and Uniform		18
General Soliciting Agent	((108))	160
((Interurban Bus		96))
Itinerant Show	((278))	350
Itinerant Show/Non-Profit		100

/ / /

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TYPE OF PERMIT		FILING FEE
((Jitney Bus))		
((Owner		$ 144))
((Driver		86))
((Amendment to Permit		50))
Junk Dealer	(($378))	517
Junk Gatherer		
Resident	((350))	582
Non-resident	((154))	292
Licensed Tour Guide	((157))	175
((Limousine		96))
Loudspeaker		
Commercial	((285))	275
Non-commercial	((19))	30
Vehicle	((102))	275
Masked Ball	((391))	410
Massage Establishment	((467))	985
Masseur/Masseuse	((70))	128
Trainee	((51))	128
Mechanical Amusement Devices	((356))	360
Mechanical Contrivance	((228))	360
Miniature Golf Course	((316))	380
Mobile Caterer	((403))	450
Additional Stop	((46))	50
Assistant	((23))	50
Transfer of Stop	((23))	40
((Motorized Rickshaw		96))
Museum	((353))	375

/ / /

/ / /

TYPE OF PERMIT		FILING FEE
Nude Models in Public Photography Studio		
Owner	(($277))	$435
Employee	((79))	128
Off-Heliport Landing Site	((322))	290
Outcall Massage	((196))	302
Pawnbroker	((383))	470
Peddler		
Fish, Vegetables, Fruit	((291))	320
Food for Human Consumption	((291))	320
Non-food	((158))	220
Employee	((36))	50
Pedicab Driver	((24))	50
Pedicab Owner		
First Pedicab	((104))	235
Each Additional Pedicab	((26))	55
Photographer, Public Place		
Owner	((220))	280
~~Employee~~ Solicitor	((79))	50
Photographic Solicitor		
Owner	((180))	280
Employee	((95))	50
Place of Entertainment	((415))	638
Poker	((486))	485
Amendment to Permit	((50))	55
Public Bathhouse	((491))	630
Public Outcry Sales	((346))	318
Pushcart Peddler	((283))	345
Recreational Equipment Vendor	((158))	255
Rodeo Exhibition/Wild West Show	((383))	340

10/9/91
jlb

TYPE OF PERMIT		FILING FEE
Second Hand Dealer	((($261))	$340
Second Hand Dealer, Auto Accessories	((261))	340
Shooting Gallery	((251))	445
((Sightseeing Bus		96))
Skating Rink	((382))	355
Street Photographer		
Owner	((180))	240
Solicitor	((95))	145
((Taxicab		96))
Tow Car Driver	((70))	125
Trade-In Dealer	((261))	340
Valet Parking		
Fixed Location	((105))	255
Annual Special Event	((42))	140
Vehicle for Hire, Non-motorized	((96))	235

SEC. 2.27. SCHEDULE OF LICENSE FEES FOR PERMITS ISSUED BY THE POLICE DEPARTMENT.

The following license fees are payable to the Tax Collector for permits issued by the Police Department and, when applicable, for their renewal.

NOTE: All license fees are at an annual rate unless otherwise indicated.

TYPE OF PERMIT	LICENSE FEE
Advertising Vehicle	$115
Amusement Park	167
Antique Shop	28
Auto Wrecker	219

TYPE OF PERMIT	LICENSE FEE
Ball or Ring Throwing Games	$73
Balloon or Kite Advertising	39 per quarter
Billiard Parlor	
1st table	67
Each additional table	6
Bingo Games	50
Cabaret	180
Circus	148 per day
Dance Hall Keeper	188
Dealer In Firearms and/or Ammunition	259
Discharge of Cannon	22 per day
Distributor of Advertising	
Class A	60
Class B	16
Driverless Auto Rental	145
((Driver Public Passenger Vehicle	16))
Encounter Studio	
Owner	229
Employee	25
Escort Service	
Owner	232
Employee	40
Funeral Procession Escort	52
General Soliciting Agent	39
((Interurban Bus	96))
Itinerant Show, each concession	20 per day

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TYPE OF PERMIT	LICENSE FEE
((Jitney Bus))	
((Owner	$ 95))
((Driver	15))
Junk Dealer	244
Junk Gatherer	
Resident	75
Non-resident	46
Licensed Tour Guide	69
((Limousine	96))
Loudspeaker, Commercial	72
Masked Ball	105 per day
Massage Establishment	249
Masseur/Masseuse	40
Trainee	10 per 90-day permit
Mechanical Amusement Devices	
1st machine	111
Each additional machine	17
Mechanical Contrivance	
1st machine	102
Each additional machine	16
Miniature Golf Course	74
Mobile Caterer	389
Assistant	22
((Motorized Rickshaw	96))
Museum	92
/ / /	
/ / /	

10/9/91
jlb

TYPE OF PERMIT	LICENSE FEE
Nude Models in Public Photography Studio	
Owner	$219
Employee	39
Off-Heliport Landing Site	17 per day
Outcall Massage	211
Pawnbroker	241
Peddler	
Fish, Vegetables, Fruit	385
Food for Human Consumption	385
Non-food	89
Employee	36
Pedicab Driver	12
Pedicab Owner	
First Pedicab	174
Each Additional Pedicab	98
Photographer, Public Place	
Owner	92
~~Employee~~ Solicitor	35
Photographic Solicitor	
Owner	75
Employee	36
Place of Entertainment	196
Poker	141
Public Bathhouse	196
Public Outcry Sales	132
Pushcart Peddler	387
Recreational Equipment Vendor	141
/ / /	

TYPE OF PERMIT	LICENSE FEE
Rodeo Exhibition/Wild West Show	$ 67 per day
Second Hand Dealer	28
Second Hand Dealer, Auto Accessories	28
Shooting Gallery	73
((Sightseeing Bus	96))
Skating Rink	161
Street Photographer	
Owner	75
Solicitor	36
((Taxicab	96))
Tow Car Driver	15
Trade-In Dealer	276
Valet Parking	
Fixed Location	149
Annual Special Event	78
Vehicle for Hire, Non-motorized	74

Section 2. Effective Date. This ordinance shall become effective upon passage, as provided in Section 2.304 of the Charter, except that the deletion of filing and license fees for Motor Vehicles for Hire shall become effective only upon the effective date of an ordinance adopting separate fee schedules for Motor Vehicles for Hire.

1139g

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

Deputy City Attorney

1139g

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 15, 1991	October 21, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Ward
Absent: Supervisor Britt	Absent: Supervisors Britt Shelley

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
121-91-8

OCT 28 1991
Date Approved

Mayor

(Filing & License Fees for Police Motor Vehicle for Hire Permits)

AMENDING PART II, CHAPTER VIII OF THE SAN FRANCISCO MUNICIPAL CODE (POLICE CODE) BY ADDING SECTION 2.26.1, RELATING TO FILING FEES, AND SECTION 2.27.1, RELATING TO LICENSE FEES, THERETO, ESTABLISHING SEPARATE FEE SCHEDULES FOR MOTOR VEHICLES FOR HIRE.

NOTE: All language is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter VIII of the San Francisco Municipal Code (Police Code) is hereby amended by adding Sections 2.26.1 and 2.27.1 thereto, to read as follows:

SEC. 2.26.1. SCHEDULE OF PERMIT AND FILING FEES.

Notwithstanding the provisions of Section 1085 of this Code, the following filing fees, payable in advance to the Police Department, are required when submitting applications for Motor Vehicle for Hire permits to the Police Department:

TYPE OF PERMIT	FILING FEE
Color Scheme Change	$ 60
Interurban Bus	240
Jitney Bus Driver	50
Jitney Bus Owner	240
Limousine	240
Motorized Rickshaw	240
Public Passenger Vehicle Driver	45
Sightseeing Bus	$240
Taxicab	240
Taxicab Radio Dispatch Service	300

SEC. 2.27.1. SCHEDULE OF LICENSE FEES FOR MOTOR VEHICLE FOR HIRE PERMITS ISSUED BY THE POLICE DEPARTMENT.

Notwithstanding the provisions of Section 1085 of this Code, the following license fees are payable to the Tax Collector for permits issued by the Police Department and, when applicable, for their renewal:

NOTE: All license fees are at an annual rate unless otherwise indicated.

TYPE OF PERMIT	LICENSE FEE
Interurban Bus	$240
Jitney Bus Driver	50
Jitney Bus Owner	240
Limousine	240
Motorized Rickshaw	240
Public Passenger Vehicle Driver	25
Sightseeing Bus	240
Taxicab Radio Dispatch Service	300
Taxicab	300

provided, however, that a credit of $180 shall be allowed against the fee for each taxicab licensed by an operator who has agreed to participate throughout the permit year in the Paratransit Program referred to in Section 1135 of this Code.

1139g

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APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

Deputy City Attorney

1139g

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
October 15, 1991	§	October 21, 1991
Ayes: Supervisors Achtenberg Alioto Hallinan Hsieh Kennedy Maher Migden Shelley Ward	§	Ayes: Supervisors Achtenberg Alioto Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Noes: Supervisor Gonzalez	§	Noes: Supervisor Gonzalez
Absent: Supervisor Britt	§	Absent: Supervisor Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
121-91-9

OCT 28 1991
Date Approved

Mayor

(Sale of Easements)

AUTHORIZING SALE OF TWO NON-EXCLUSIVE ACCESS EASEMENTS

Be it Ordained by the People of the City and County of San Francisco:

Section 1. In accordance with the recommendation of the Public Utilities Commission and the Director of Property, the Board of Supervisors hereby declares that the public interest and necessity will not be inconvenienced by the sale of two non-exclusive access easements to Connolly Ranch, Inc.

Section 2. The easements are located on real property owned by the City and County of San Francisco, under the jurisdiction of the Public Utilities Commission and its Hetch Hetchy Project in the County of San Joaquin, and are described more fully in Exhibit "A" of the Grant of Easement agreement on file with the Clerk of the Board of Supervisors.

Section 3. The purpose of the easements is to permit limited pedestrian and vehicular ingress to and egress from Grantee's property. Said use will not interfere with use of the fee by the City and County of San Francisco.

Section 4. The Director of Property has determined that the fair and reasonable consideration for the sale of these easements is Five Thousand Dollars ($5,000.00), which sum has been tendered by Connolly Ranch, Inc.

Section 5. The sale of said access easements is not subject to Master Plan approval or the Eight Priority Policies of Section 101.1 of the City Planning Code.

Section 6. The Director of Property is hereby authorized and directed to accept the easement consideration and execute the

//

//

Grant of Easement as approved by the City Attorney and recommended by the Public Utilities Commission.

RECOMMENDED:

General Manager, PUC

Pursuant to PUC Resolution No. 91-0285

APPROVED:

Director of Property

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By Deputy City Attorney

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NOV 8 - 1991

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
October 21, 1991	§	October 28, 1991
	§	
	§	
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward	§	Ayes: Supervisors Achtenberg Alioto Hallinan Kennedy Migden Shelley Ward
	§	
Absent: Supervisor Britt	§	Absent: Supervisors Britt Gonzalez Hsieh Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
82-91-4

OCT 31 1991
Date Approved

Mayor

FILE NO. 101-91-15.1 ORDINANCE NO. 385-91

RO# 91082 SA# 10A

(Government Funding)

APPROPRIATING $117,085 FOR PERMANENT SALARIES - MISCELLANEOUS, AND RELATED MANDATORY FRINGE BENEFITS, FOR THE CREATION OF TWO (2) POSITIONS, COMMUNITY MENTAL HEALTH SERVICES, SUBJECT OF PREVIOUS BUDGETARY DENIAL, FOR FISCAL YEAR 1991-92.

Be it ordained by the People of the City & County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1991-92 as follows:

Department And Number	Source Of Funds And Purpose of Appropriation	Amount Debit	Amount Credit
01-001	General Fund		
G.L. 496 (000026)	Unappropriated Revenue Reserved		
Subsidiary 000008	General Reserve	$17,085	
G.L. 904 (000026)	Original Unappropriated Revenue Retained		
Subsidiary (000072)	29th Street Clinic Restoration Reserve	100,000	
87-26-00	CMHS - Adult Community		
01-0010 (730515)	Permanent Salaries - Miscellaneous		$93,668
04-0600 (730515)	Mandatory Fringe Benefits		23,417
	Total	$117,085	$117,085

Section 2. Funds are hereby appropriated for two (2) positions created by amendment to the Annual Salary Ordinance (Board of Supervisors File No. 102-91-6.1) as follows:

Fund: General Fund
Department: Public Health - CMHS

Classification	RATE			Created
2930 A Psychalatric Social Worker	$ 1,535	B	$ 1,862	2

Section 3. This Ordinance is adopted by a two-thirds vote of all members of the Board of Supervisors pursuant to Section 6.306 of the Charter. These items were previosly requested by budget estimate and denied by the Board of Supervisors.

Approved As to Form:
Louise Renne, City Attorney

BY Theodore P. Lolley
Deputy City Attorney

Funds Available:

Controller

Civil Service Commission:

BY
General Manager, Personnel

Emie.COM
lp

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
October 21, 1991	§	October 28, 1991
	§	
	§	
Ayes: Supervisors Achtenberg Alioto	§	Ayes: Supervisors Achtenberg Alioto
Gonzalez Hallinan Hsieh Kennedy	§	Gonzalez Hallinan Hsieh Kennedy
Maher Migden Shelley Ward	§	Maher Migden Shelley Ward
	§	
Absent: Supervisor Britt	§	Absent: Supervisor Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
101-91-15.1

OCT 31 1991
Date Approved

Mayor

FILE NO. 102-91-6.1 ORDINANCE NO. 382-91

AMENDING ORDINANCE NO. 304-91 (ANNUAL SALARY ORDINANCE, 1991-92), DEPARTMENT OF PUBLIC HEALTH, REFLECTING THE ADDITION OF TWO POSITIONS (MENTAL HEALTH).

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated section and items of Ordinance No. 304-91 (Annual Salary Ordinance, 1991-92) are hereby amended so that the same shall read as follows:

(Amendment)	No. Pos.	Class & Item No.	Class Title	Compensation Schedule
		Dept.:	87 Community Mental Health	
		Division	26 CMHS Adult Community Services	
		Section:	00 CMHS Adult Community Services	
		Program:	4274 CMHS Adult Community	
		Fund:	01001 General Fund	
		Index:	730515 CMHS Adult Community Budget Only	
		Proj/Phase:	000/00 Unassigned Title	
		Object:	001 Permanent Salaries-Miscellaneous	
2 added	3	2930 A	Psychiatric Social Worker.....Z,SC	1535B1862

APPROVED AS TO CLASSIFICATION:
CIVIL SERVICE COMMISSION

GENERAL MANAGER, PERSONNEL

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

BY: Theodore R. Lakey
DEPUTY CITY ATTORNEY

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 21, 1991	October 28, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Hallinan Kennedy Migden Shelley Ward
Absent: Supervisor Britt	Absent: Supervisors Britt Gonzalez Hsieh Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 102-91-6.1

OCT 31 1991
Date Approved

Mayor

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NOV 8 - 1991

FILE NO. 101-91-16

ORDINANCE NO. 387-91

RO # 91074 SA # 21

(GOVERNMENT FUNDING)

APPROPRIATING $25,000 FOR OVERTIME, RESCINDING $25,000 FROM PERMANENT SALARIES AND MANDATORY FRINGE BENEFIT, RETIREMENT SYSTEM FOR FISCAL YEAR 1991-92.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1991-92 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
44-02-00	Workers Compensation		
01-0010 (380543)	Permanent Salaries	$18,750	
04-0600	Mandatory Fringe Benefit	6,250	
03-0100	Overtime		25,000
	TOTAL	$25,000	$25,000

Approved As To Form:
Louise H. Renne, City Attorney

BY: Theodore R. Lakey
Deputy City Attorney

Funds Available:

John W. Madden
for Controller

Ernie.Sal

Board of Supervisors, San Francisco

Passed for Second Reading

October 21, 1991

Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Kennedy Maher Migden Shelley Ward

Absent: Supervisors Britt Hsieh

Finally Passed

October 28, 1991

Ayes: Supervisors Achtenberg Alioto Hallinan Kennedy Migden Shelley Ward

Absent: Supervisors Britt Gonzalez Hsieh Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
101-91-16

OCT 31 1991
Date Approved

Mayor

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10/16/91 - As amended in Committee.

FILE NO. 101-91-18

ORDINANCE NO. 388-91

RO# 91077 SA# 19

(Government Funding)

APPROPRIATING $1,573,103 FOR TEMPORARY SALARIES AND OVERTIME, MANDITORY FRINGE BENEFITS, OTHER CONTRACTURAL SERVICES, POSTAGE, MATERIALS AND SUPPLIES AND NON-WORK ORDER SERVICES OF OTHER DEPARTMENTS-CITY ATTORNEY, PLACING ~~$1,284,010~~ $1,388,103 ON RESERVE, RETIREMENT SYSTEM, FOR FISCAL YEAR 1991-92.

10/16/91 jlb

Be it ordained by the People of the City & County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1991-92 as follows:

Department And Number	Source Of Funds And Purpose of Appropriation	Amount Debit	Amount Credit
24-061	Employee Retirement Trust Fund		
G L 301 (030346)	Unreserved Fund Balance	$1,573,103	
44-01-00	Retirement System		
05-0200 (380501)	Temporary Salaries		$90,000
03-0100	Overtime		78,065
04-0600	Mandatory Fringe Benefits		22,750
10-1090	Other Contractual Services		1,360,288
010-1233	Postage		4,000
11-1300	Materials & Supplies		3,000
30-4200	Non-Work Order Services of Other Departments		15,000
	Total	$1,573,103	$1,573,103

10/16/91 jlb

Section 2 FUNDS IN THE AMOUNT OF ~~$1,284,010~~ $1,388,103 ARE HEREBY PLACED ON RESERVE UNTIL RELEASED BY THE FINANCE COMMITTEE AS FOLLOWS:

10/16/91 jlb

Temporary Salaries	$90,000
Overtime	65,390
Mandatory Fringe Beneifts	22,750
Other Contractual Services	~~1,083,870~~ 1,187,963
Postage	4,000
Materials and Supplies	3,000
Non-Work Order Serices of other Departments-City Attorney	15,000
Total	~~$1,284,010~~ $1,388,103

10/16/91 jlb

Approved As To Form
Louise H. Renne, City Attorney

BY _____
Deputy City Attorney

Funds Available

_____
Controller

Revised.

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 21, 1991	October 28, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Hallinan Kennedy Migden Shelley Ward
Absent: Supervisor Britt	Absent: Supervisors Britt Gonzalez Hsieh Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
101-91-18

OCT 31 1991
Date Approved

Mayor

FILE NO. 121-91-10 ORDINANCE NO. 389-91

[JUNK DEALERS -- DEFINITION]

AMENDING PART II, CHAPTER VIII, ARTICLE 13.1 OF THE SAN FRANCISCO MUNICIPAL CODE (POLICE CODE), BY AMENDING SECTIONS 974.1 AND 974.2 THEREOF, TO EXCLUDE A RECYCLER FROM PROVISIONS REGULATING A JUNK DEALER.

Note: Additions or substitutions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter VIII, Article 13.1 of the San Francisco Municipal Code (Police Code) is hereby amended by amending Sections 974.1 and 974.2 thereof, to read as follows:

SEC. 974.1. DEFINITIONS. (a) "Junk" is any and all secondhand metal, both ferrous and nonferrous, of any nature whatsoever, including used machinery, tools and implements, or any portion thereof, but does not include scrap iron, household generated waste, or aluminum beverage containers, as defined in Chapter 2 (commencing with Section 14502) of Division 12.1 of the California Public Resources Code.

(b) "Junkyard" is any yard, plot, space, enclosure or building where junk, as defined herein, is collected, stored, gathered or kept.

(c) "Buy Book" is a form to be filled out, pursuant to the provisions of Section 974.19 of this Article, and maintained by the junk dealer.

SEC. 974.2. PERMIT REQUIRED. (a) It shall be unlawful for any person to engage in, conduct, or carry on the business of junk dealer

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in the City and County of San Francisco without first securing a permit therefor from the Chief of Police.

(b) Exclusion. A recycler, processor, recycling center, or noncertified recycler, as those terms are defined in Chapter 2 (commencing with Section 14502) of Division 12.1 of the California Public Resources Code shall not be subject to the requirements of this article, but shall be regulated by provisions of Chapter 9, Article 3, (commencing with Section 21600) of the California Business and Professions Code.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: Theodore R. Lakey
Deputy City Attorney

NOV 8 - 1991
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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
October 21, 1991	§	October 28, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward	§	Ayes: Supervisors Achtenberg Alioto Hallinan Kennedy Migden Shelley Ward
Absent: Supervisor Britt	§	Absent: Supervisors Britt Gonzalez Hsieh Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
121-91-10

OCT 31 1991
Date Approved

Mayor

(Reclaimed Water Use)

AMENDING PART II, CHAPTER X OF THE SAN FRANCISCO MUNICIPAL CODE (PUBLIC WORKS CODE) BY ADDING ARTICLE 22 THERETO REGARDING THE USE OF RECLAIMED WATER BY WATER USERS.

NOTE: All sections are new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. This ordinance will become effective only in the event that legislation on file in Board of Supervisors File No. 188-91-2 is enacted by the Board of Supervisors.

Section 2. Part II, Chapter X of the San Francisco Municipal Code (Public Works Code) is hereby amended by adding Article 22 thereto to include both the language contained in the companion ordinance in Board of Supervisors File No. 188-91-2 and to include the following provisions:

Article 22. Reclaimed Water Use

SEC. 1200. Title. This Article shall be known as the Reclaimed Water Use Ordinance.

SEC. 1201. Findings. The Board of Supervisors finds that:

(a) It is the responsibility of all water users in California to make effective use of available water resources. In San Francisco, water is distributed by the Water Department, a department of the Public Utilities Commission, which also supplies water to 2.6 million people in San Francisco, San Mateo, Santa Clara and Alameda counties. The San Francisco Department of Public Works constructs and operates wastewater reclamation facilities and administers building, plumbing and structural construction codes.

(b) The comprehensive management of urban water supplies should consider programs for developing the use of non-potable and reclaimed water supplies. The Department of Public Works discharges approximately 100 million gallons per day of treated wastewater into San Francisco Bay and the Pacific Ocean. If this wastewater is given further treatment, it may be capable of being used for irrigation and other non-potable purposes, thereby reducing potable water demand, and potentially making water available for conjunctive use, ground water recharge, and other environmental benefits. Further, groundwater in aquifers beneath San Francisco may be utilized for potable and non-potable purposes.

(c) In 1989 the Board of Supervisors passed Resolution 389-89 urging the Department of Public Works and Water Department to expand wastewater reclamation and reuse in San Francisco. Preliminary feasibility studies prepared in 1989 indicated that reclamation could be a viable source of water for use within the City. Based on the results of the preliminary studies, the Departments began development of more extensive studies that will be completed in mid-1992. Preparation of these studies has involved many departments, including the Fire Department, Recreation and Park Department, City Planning Department, Department of Public Health, and several citizen and technical advisory groups. Public meetings have been held beginning in July 1991 and will continue for the duration of the projects.

(d) If established, a comprehensive non-potable and reclaimed water use program would result in the development of facilities to reclaim and reuse treated wastewater to assist in meeting the future water requirements of the City by supplementing existing surface and groundwater supplies.

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(e) Non-potable and reclaimed water are resources that should be developed for beneficial use wherever it is reasonable to do so, consistent with legal requirements, economic considerations, the public health, safety and welfare, and the preservation of the environment.

(f) This ordinance will enhance achievement of the City's goals for water supply use and preservation and protection of the environment by requiring the Water Department and the Department of Public Works to prepare a coordinated, comprehensive city-wide plan for the efficient expansion of the use of reclaimed water and groundwater sources by all water consumers in San Francisco.

SEC. 1202. Definitions. The following terms and phrases used in this Article shall have the meanings set forth in this section.

(a) Development Project. Any project involving the construction, modification, conversion or alteration of any structure or structures or portion of any structure or structures, which will result in the construction, modification, conversion or alteration of 40,000 square feet or more of a building or structure, measured cumulatively from the effective date of this Article. A development project includes all landscaped, irrigated areas constructed in conjunction with the project, but such landscaped area shall not be included in the calculation of square footage for purposes of determining applicability of this definition. For the purposes of section 1204(f) of this Article, a solely residential project is a development project containing residential uses occupying greater than 75 percent of the usable square footage of the structure containing residential uses.

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(b) Irrigation System. Any method of application of water to vegetation. The term "sprinkler system" in applicable City codes shall be construed as meaning irrigation system under this Article when referring to the application of water to vegetation.

(c) Non-Potable Water. Groundwater and other subsurface water that may be used for a beneficial purpose in compliance with applicable City, state and federal laws defining standards for non-potable water uses.

(d) Reclaimed Water Distribution System. A delivery system, including but not limited to pipelines, pumps, reservoirs, and controls from the source of supply to the point of connection with a building or structure lateral supply pipeline, intended for the delivery of reclaimed water, and which is separate from any potable water distribution system and complies with all material and construction specifications contained in City codes and other applicable state and federal laws.

(e) Reclaimed Water Irrigation System. A system designed for the use of reclaimed water for the irrigation of vegetation that complies with all material, construction and water use specifications contained in City codes and other applicable state and federal laws.

(f) Reclaimed Water System. A system of pipes and related facilities designed and used for the transmission of reclaimed water within buildings and structures, including lateral supply pipelines, that complies with all material and construction specifications contained in City codes and other applicable state and federal laws.

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(g) Reclaimed Water Use Area. An area or areas designated by the Water Department and the Department of Public Works pursuant to this Article where reclaimed water is or will be available for use.

(h) Reclaimed Water Use Area Map. The most recently updated map, including designated reclaimed water use areas, prepared by the Water Department and the Department of Public Works and adopted by the Chief Administrative Officer and the Public Utilities Commission.

(i) Non-potable and Reclaimed Water Use Master Plan. A comprehensive plan prepared by the Water Department and the Department of Public Works for the use of non-potable and reclaimed water in the City and County of San Francisco and, if feasible, beyond the boundaries of the City.

(j) Reclaimed Water. Water which, as a result of the treatment of wastewater, is suitable for a direct beneficial use.

SEC. 1203. Non-potable and Reclaimed Water Use Master Plan.

(a) The Water Department and the Department of Public Works shall prepare a Non-potable and Reclaimed Water Use Master Plan for review and approval by the Chief Administrative Officer and the Public Utilities Commission. Within three years of the effective date of this Article, the Chief Administrative Officer and the Public Utilities Commission shall have adopted a Non-potable and Reclaimed Water Use Master Plan. Appropriate sections of Department of Public Works reclamation facilities planning reports and the Urban Water Management Plan prepared by the Water Department shall be incorporated and reconciled with the Non-potable and Reclaimed Water Use Master Plan. The Non-potable and Reclaimed Water Use Master Plan shall be updated

at least every five years. The Chief Administrative Officer and the Public Utilities Commission are not required to adopt a Non-potable and Reclaimed Water Use Master Plan or any portion of such plan if environmental review identifies significant impacts that cannot be mitigated and a finding of overriding benefits cannot be made. The Chief Administrative Officer and the Public Utilities Commission shall not adopt a Non-potable and Reclaimed Water Master Plan or any amendment or modification thereof, unless either or both has first conducted a duly noticed public hearing thereon. The notice of hearing shall include the time and place of hearing; a general summary of the terms of the proposed Non-potable and Reclaimed Water Use Master Plan or amendment or modification thereof to be considered, including the areas included in the Reclaimed Water Use Area Map and such other information as the Public Utilities Commission or the Chief Administrative Officer considers necessary or desirable. Such notice of hearing shall be provided by publication at least once in a newspaper of general circulation no less than 20 days prior to the date on which the hearing is scheduled to occur and shall also be included on the next Public Utilities Commission calendar to be mailed following the date of such notice. Mailed notice shall be provided to any person requesting such notice in writing. Such notices shall be in addition to any other notice that may be required by law. The failure of any person to receive notice required by law does not affect the authority of the City and County of San Francisco to adopt the Non-potable and Reclaimed Water Use Master Plan.

(b) Contents. The Non-potable and Reclaimed Water Use Master Plan shall include, but need not be limited to, the following:

(2) Reclaimed Water Use Area Map.

(A) A reclaimed water use area map, delineating the areas that are served or, as projected by the Water Department and Department of Public Works, may be served within ten years of the date of designation of such an area pursuant to this Article, by reclaimed water distribution systems. The map shall be prepared jointly by the Water Department and the Department of Public Works. The Chief Administrative Officer and the Public Utilities Commission shall review the map submitted by the Departments and may either approve the map or reject and remand the map to the Departments for further action. The map may be amended as necessary to reflect all additions and planned additions to the reclaimed water distribution system.

(B) The map shall list and classify as designated reclaimed water use areas all areas within the boundaries of the City and County of San Francisco that meet either of the following criteria:

(i) the area is currently served by a reclaimed water distribution system. or

(ii) the area may be served by a reclaimed water distribution system within ten years, as projected in the Non-potable and Reclaimed Water Use Master Plan.

(C) The areas described in section 1209 of this Article are hereby designated on the reclaimed water use map for the use of reclaimed water in accordance with this Article. The map areas described in section 1209 may be modified by the Water Department and the Department of Public Works in the manner set forth in this section.

(c) Status Report. An annual report on the status and implementation of the Non-potable and Reclaimed Water Use Master

Plan shall be jointly prepared by the Water Department and the Department of Public Works and submitted to the Board of Supervisors, the Chief Administrative Officer, the Public Utilities Commission, the Department of Health, the Fire Department, the Recreation and Park Department and any other interested City agencies. This annual report shall include a yearly audit of the resulting offset in use of freshwater, if any, and identification of the uses of the saved water.

SEC. 1204. Implementation.

(a) Development Project. A development project located within the boundaries of a reclaimed water use area designated pursuant to section 1203(b) of this Article may receive a site permit, building permit, land development authorization, or project authorization pursuant to City Planning Code sections 320, et seq., only if the appropriate City permit approval or authorization official, as determined by the nature of the action requested by the project developer, determines that:

(1) An exemption has not been granted by the General Manager of the Water Department in accordance with section 1204(d)(2)(C) of this Article,

(2) The development project provides for the construction and operation of a reclaimed water system and a reclaimed water irrigation system,

(3) The owner or operator of the development project has obtained an appropriate certificate in accordance with sections 1204(c) or 1204(d) of this Article, and

(4) The development project is in compliance with all applicable City code sections providing for the design, installation and construction of all facilities necessary to the operation of a reclaimed water system and/or a reclaimed water

irrigation system to serve the potential uses of the property or structure covered by the proposed permit or authorization, as may be further specified in the provisions of this Article, or the provisions of codes and regulations adopted pursuant to or in furtherance of this Article.

(b) Subdivision Approvals.

(1) Parcel Map or Tentative Subdivision Map Conditions. The Director of Public Works shall not approve a tentative subdivision map or a parcel map for any property within the boundaries of the reclaimed water use area map, as provided in section 1203(b) of this Article, unless a condition is imposed requiring compliance with all applicable City code sections providing for the design, installation, construction, or dedication of all public works, public improvements, infrastructure or fixtures necessary to the operation of a reclaimed water distribution system to serve the potential uses of the property covered by the parcel map or tentative subdivision map, as may be further specified in the provisions of this Article, or the provisions of codes and regulations adopted pursuant to or in furtherance of this Article.

(2) Subdivision Regulations. The Director of Public Works shall adopt regulations as necessary, consistent with and in furtherance of this Article, to ensure that all subdividers of property subject to the provisions of this ordinance provide such public improvements as are necessary to serve the subdivided property with reclaimed water from a reclaimed water distribution system.

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(3) Final Maps. The Director of Public Works shall not endorse and file a final map for property within the boundaries of a reclaimed water use area without first determining whether:

(A) The subdivider has complied with the conditions imposed on the tentative subdivision map or parcel map, pursuant to this Article, and the ordinances and regulations adopted in furtherance thereof; and

(B) For any such conditions not fully satisfied prior to the recordation of the final map, the subdivider has signed a certificate of agreement and/or improvement agreement, to ensure compliance with such conditions.

(4) This subsection (b) shall not apply to tentative subdivision maps or parcel maps submitted solely for the purposes of condominium conversion, as defined in San Francisco Subdivision Code section 1308(d).

(c) Reclaimed Water Use Registration and Issuance of Certificate. Any owner, operator or manager of a development project, or an irrigation system subject to section 1204(e), located within the boundaries of a reclaimed water use area shall register such development project or irrigation system with the Water Department. The General Manager of the Water Department (or designee) shall issue a certificate of intention to use reclaimed water ("reclaimed water use certificate") and shall maintain a register of all such development projects and irrigation systems. The Water Department may inspect the operations of reclaimed water systems, reclaimed water irrigation systems and reclaimed water distribution systems to ensure the mandatory use of reclaimed water. The Water Department, acting through its Public Utilities Commission, is authorized to impose

and collect fees in its discretion to recover the costs of implementing sections 1204(c) and (d) of this Article, including costs of documentation processing, issuance of certificate, inspection, consultation with applicants and administration of sections 1204(c) and (d) of this Article.

(d) Reclaimed Water Use.

(1) Mandatory Use. Reclaimed water shall be used in all reclaimed water systems, reclaimed water distribution systems and reclaimed water irrigation systems required by sections 1204(a), 1204(b) and 1204(e) of this Article, in a manner and to the extent consistent with all applicable local, state and federal laws.

(2) Exemptions.

(A) The General Manager may issue a reclaimed water use certificate temporarily exempting compliance with section 1204(d)(1) if the General Manager determines that reclaimed water is not currently available. If the General Manager makes such a determination, potable water may be supplied on a temporary basis, until the General Manager determines that reclaimed water is available.

(B) Potable or non-potable water obtained from a subsurface water supply underlying a development project, subdivision or irrigation system subject to this Article may be used for the development project, subdivision or irrigation system if authorized by the General Manager through issuance of a alternative water supply certificate. The certificate may be issued under circumstances where the General Manager has determined that the Water Department will not be using the subsurface water supply for municipal water supply purposes. The General Manager may revoke any such reclaimed water use

certificate and require the use of reclaimed water whenever the Water Department determines that the subsurface water supply is necessary for municipal water supply purposes. Revocation of the certificate will be effective one year after receipt of written notice.

(C) The General Manager may issue reclaimed water use certificate exempting certain uses from compliance with subsections (a), (d)(1), and (e) of Section 1204 under circumstances where the use of reclaimed water is not appropriate. The person or entity requesting such an exemption shall have the burden of demonstrating that the use of ((non-potable and)) reclaimed water is not appropriate for the intended purposes and cannot be made usable by user pretreatment processes or other project modifications.

(e) Irrigation Systems.

(1) New Irrigation Systems. A landscaped area located within the boundaries of a reclaimed water use area and not constructed in conjunction with or as part of a development project subject to section 1204(a) shall be constructed for the use of reclaimed water and shall comply with the provisions of this Article if it comprises an area of 10,000 square feet or more.

(2) Existing Irrigation Systems.

(A) Irrigation systems using potable water located within a reclaimed water use area shall be converted to use reclaimed water upon a determination by the General Manager (or designee) of the Water Department that reclaimed water is currently available for use. This conversion requirement shall apply to irrigation systems for irrigated property 10,000 square feet or more in size.

(B) The General Manager shall, by written notice, inform the owner of the irrigated property that the irrigation system must be converted to use reclaimed water within 180 days of the date of mailing of the written notice. In the event the property is owned by more than one person or entity, notice to any one such owner is sufficient notice under this Article. The General Manager may provide an extension of the 180 day conversion period, if appropriate.

(C) An owner may file an objection to the required conversion by submitting to the Water Department, by certified mail, return receipt requested, a written statement of the reasons why the irrigation system should not be required to convert to reclaimed water. The written statement will not be considered by the Water Department if it is not received by the Water Department within 60 days of the date of the notice was mailed to the owner. The General Manager may rescind the conversion requirement only on the grounds of severe economic hardship or technical infeasibility.

(D) In addition to other penalties provided by this Article or by law, failure to convert the irrigation system to use reclaimed water within the time prescribed in the notice shall be sufficient cause for the Water Department to terminate potable water service to the irrigation system, or in the case of common irrigation and potable water uses, the placement of a flow restrictor on the service line.

(f) Applicability.

(1) Subsections (b), (c), (d) and (e) of this section of this Article shall be applicable immediately upon the effective date of enactment of this Article.

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(2) Subsection (a) of this section of this Article shall not apply to development projects for which a site permit ((and addenda)), building permit, or project authorization pursuant to City Planning Code sections 320, et seq., has been issued within 180 days after the effective date of this Article.

(3) All development projects, except solely residential projects, for which a site permit, building permit, or project authorization pursuant to City Planning Code sections 320, et seq., is issued more than 180 days after the effective date of this Article shall be in full compliance with this Article.

SEC. 1205. Material and Construction Specifications. Within six months of the enactment of this Article, the Department of Public Works, in cooperation with the Public Utilities Commission, the Department of Public Health, and the San Francisco Fire Department, shall prepare and issue material and construction specifications for reclaimed water irrigation systems, reclaimed water distribution systems and reclaimed water systems. Specifications shall include, but not limited to, pipe identification, quick coupling valves, use of distribution systems, washdown hydrants and other points of public access, warning labels, control and regulating valves, strainers, reclaimed water piping, potable water piping, conversion requirements, design criteria, backflow and cross-connection prevention designs and devices, and facilities for temporary potable water use if reclaimed water is not available. Specifications shall be based on the final draft "Guidelines for Distribution of Nonpotable Water", issued by the Association of Water Works Agencies, California-Nevada Section, Water Reclamation Committee (as amended from time to time), unless the

Department of Public Works determines that sound engineering judgment relating to local conditions and practices requires deviation from such specifications.

SEC. 1206. Penalties.

(a) Any person who violates any provision of this Article is guilty of an infraction punishable by a fine in an amount not in excess of $500. Each day each violation is committed or permitted to continue shall constitute a separate offense.

(b) Any person who intentionally or negligently violates any provision of this Article shall be liable to the City in an amount not to exceed $1,000 per day for each violation that occurs.

(c) Use of potable water in violation of this Article may result in the termination of potable water service by the General Manager of the Water Department.

(d) The enforcement actions authorized in subsections (a), (b) and (c) are in addition to, and do not supersede, any other remedies available under city, state or federal construction codes and health codes applicable to activities subject to this Article and any other remedies available under law.

SEC. 1207. Rules and Regulations. The Public Utilities Commission, the Department of Public Works, the Health Department and the Fire Department are authorized to promulgate rules and regulations for the implementation of this Article.

SEC. 1208. Government Facilities. The provisions of this Article shall apply, to the extent consistent with applicable laws, to any government-operated irrigation systems serving 10,000 square feet or more of landscaped property and new construction and operation of 40,000 square feet or more of government-owned and operated buildings and structures.

SEC. 1209. Reclaimed Water Use Map Designation. The following areas are designated for the use of reclaimed water in accordance with this Article:

(a) Westside. The Westside area includes seven sub-areas: Lake Merced, Great Highway, Golden Gate Park, 39th Avenue, Lincoln Park, Richmond Tunnel and Presidio. Each of these sub-areas is described as follows:

Lake Merced. The Lake Merced sub-area is bound by the Pacific Ocean on the west and by the San Francisco City and County Boundary on the south. On the east, the Lake Merced sub-area is bound by Junipero Serra Boulevard from the City and County Boundary north to Sloat Boulevard, by West Portal Avenue from Sloat Boulevard northeast to 15th Avenue, and by 15th Avenue from West Portal Avenue north to Vicente Street. On the north, the Lake Merced sub-area is bound by Vicente Street extending in a line from 15th Avenue west to the Pacific Ocean.

Great Highway. The Great Highway sub-area is bound by the Pacific Ocean on the west and a line extending from the Pacific Ocean east to Vicente Street and 47th Avenue on the south. On the east, the Great Highway sub-area is bound by 47th Avenue from Vicente Street to Lincoln Way, by Lincoln Way from 47th Avenue west to the Great Highway, and by the Great Highway from Lincoln Way north to Sutro Height Park. On the north, the Great Highway sub-area is bound by the southerly boundary of the Sutro Heights Park.

Golden Gate Park. The Golden Gate Park sub-area is bound by the Great Highway on the west. On the south, the Golden Gate Park sub-area is bound by Lincoln Way from the Great Highway east to Frederick Street, and by Frederick Street

from Lincoln Way east to Stanyan Street. On the east, the Golden Gate Park sub-area is bound by Stanyan Street from Frederick Street north to Fulton Street. On the north, the Golden Gate Park sub-area is bound by Fulton Street from Stanyan Street west to the Great Highway.

39th Avenue. The 39th Avenue sub-area is bound by 40th Avenue on the west, Fulton Street on the south, 38th Avenue on the east, and Clement Street on the north.

Lincoln Park. The Lincoln Park sub-area is bound by the Pacific Ocean on the north and west. On the south, the Lincoln Park sub-area is bound by the southerly boundary of Sutro Heights Park extending east from the Pacific Ocean to 48th Avenue, by 48th Avenue from the southerly boundary of Sutro Heights Park north to Point Lobos Avenue, by El Camino Del Mar from Point Lobos Avenue north to Seal Rock Drive, by Seal Rock Drive from El Camino Del Mar east to Clement Street, and by Clement Street from Seal Rock Drive east to the easterly boundary of Lincoln Park. On the east, the Lincoln Park sub-area is bound by the easterly boundary of Lincoln Park extending in a line from Clement Street north to the Pacific Ocean.

Richmond Tunnel. The Richmond Tunnel sub-area extends 400 feet each side of a line described as follows: Beginning at the intersection of Fulton Street and 35th Avenue the line extends north 150 feet in 35th Avenue, then northeast in a straight line to the intersection of Lake Street and 26th Avenue, then east in Lake Street to the intersection of Lake Street and 24th Avenue, then north in a line extending from the intersection of Lake Street and 24th

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Avenue to the southerly boundary of the Presidio Military Reservation.

Presidio. The Presidio sub-area is bound by the Pacific Ocean on the north and west. On the south, the Presidio sub-area is bound by the southerly boundary of the Presidio Military Reservation from the Pacific Ocean east to Park Presidio Boulevard, by the southerly and easterly boundaries of Mountain Lake Park from Park Presidio Boulevard to West Pacific Avenue, by West Pacific Avenue extending in a line from the easterly boundary of Mountain Lake Park east to Lyon Street. On the east, the Presidio sub-area is bound by Lyon Street extending in a line from West Pacific Avenue north to the Pacific Ocean.

(b) Eastside. The Eastside area is bound by San Francisco Bay on the east and north. On the west, the Eastside area is bound by Grant Street extending from San Francisco Bay south to its intersection with Francisco Street, by Francisco Street east to its intersection with Kearny Street, by Kearny Street south to its intersection with Chestnut Street, by Chestnut Street east to its intersection with Montgomery Street, by Montgomery Street south to its intersection with Lombard Street, by Lombard Street east to its intersection with Sansome Street, by Sansome Street south to its intersection with Market Street, by Market Street southwest to its intersection with 2nd Street, by 2nd Street southeast from its intersection with Market Street to the intersection of 2nd Street and Mission Street, by Mission Street southwest from 2nd Street to the intersection of Mission Street and 7th Street, by 7th Street from Mission Street southeast to 16th Street, by Interstate 280 from the intersection of 7th Street and 16th Street south to Army Street, by Army Street from

Interstate 280 west to Bayshore Boulevard, by Bayshore Boulevard from Army Street south to Jerrold Avenue, by Jerrold Avenue from Bayshore Boulevard southeast to Interstate 280, and by Interstate 280 from Jerrold Avenue southwest to Newcomb Avenue. On the south, the Eastside area is bound by Newcomb Avenue from Interstate 280 southeast to Third Street, by Third Street from Newcomb Avenue northeast to Evans Avenue, by Evans Avenue from Third Street southwest to Hunters Point Boulevard, by Hunters Point Boulevard from Evans Avenue south to Innes Avenue, and by a line extending east from the intersection of Hunters Point Boulevard and Innes Avenue to San Francisco Bay.

SEC. 1210. Severability.

If any section, paragraph, sentence, clause or phrase of this Article or any part thereof, is for any reason held unconstitutional, invalid or ineffective by any court of competent jurisdiction, said decision shall not affect the validity or effectiveness of the remaining portions of this Article, or any part thereof. The Board of Supervisors hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase herein, irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid or ineffective.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By: _____
Deputy City Attorney

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
October 21, 1991	§	October 28, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward	§	Ayes: Supervisors Achtenberg Alioto Hallinan Kennedy Migden Shelley Ward
Absent: Supervisor Britt	§	Absent: Supervisors Britt Gonzalez Hsieh Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No.
188-91-5

NOV - 7 1991
Date Approved

_____
Mayor

FILE NO. 188-91-2 ORDINANCE NO. 391-91

(Reclaimed Water Use)

AMENDING PART II, CHAPTER X OF THE SAN FRANCISCO MUNICIPAL CODE (PUBLIC WORKS CODE) BY ADDING ARTICLE 22 THERETO REGARDING THE USE OF RECLAIMED WATER BY WATER USERS.

NOTE: All sections are new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. This ordinance will become effective only in the event that legislation on file in Board of Supervisors File No. 188-91-5 is enacted by the Board of Supervisors.

Section 2. Part II, Chapter X of the San Francisco Municipal Code (Public Works Code) is hereby amended by adding Article 22 thereto to include both the language contained in the companion ordinance in Board of Supervisors File No. 188-91-5 and to include the following provisions:

Article 22. Reclaimed Water Use

SEC. 1200. Title. This Article shall be known as the Reclaimed Water Use Ordinance.

SEC. 1201. Findings. The Board of Supervisors finds that:

(a) It is the responsibility of all water users in California to make effective use of available water resources. In San Francisco, water is distributed by the Water Department, a department of the Public Utilities Commission, which also supplies water to 2.6 million people in San Francisco, San Mateo, Santa Clara and Alameda counties. The San Francisco Department of Public Works constructs and operates wastewater reclamation facilities and administers building, plumbing and structural construction codes.

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(b) The comprehensive management of urban water supplies should consider programs for developing the use of non-potable and reclaimed water supplies. The Department of Public Works discharges approximately 100 million gallons per day of treated wastewater into San Francisco Bay and the Pacific Ocean. If this wastewater is given further treatment, it may be capable of being used for irrigation and other non-potable purposes, thereby reducing potable water demand, and potentially making water available for conjunctive use, ground water recharge, and other environmental benefits. Further, groundwater in aquifers beneath San Francisco may be utilized for potable and non-potable purposes.

(c) In 1989 the Board of Supervisors passed Resolution 389-89 urging the Department of Public Works and Water Department to expand wastewater reclamation and reuse in San Francisco. Preliminary feasibility studies prepared in 1989 indicated that reclamation could be a viable source of water for use within the City. Based on the results of the preliminary studies, the Departments began development of more extensive studies that will be completed in mid-1992. Preparation of these studies has involved many departments, including the Fire Department, Recreation and Park Department, City Planning Department, Department of Public Health, and several citizen and technical advisory groups. Public meetings have been held beginning in July 1991 and will continue for the duration of the projects.

(d) If established, a comprehensive non-potable and reclaimed water use program would result in the development of facilities to reclaim and reuse treated wastewater to assist in meeting the future water requirements of the City by supplementing existing surface and groundwater supplies.

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(e) Non-potable and reclaimed water are resources that should be developed for beneficial use wherever it is reasonable to do so, consistent with legal requirements, economic considerations, the public health, safety and welfare, and the preservation of the environment.

(f) This ordinance will enhance achievement of the City's goals for water supply use and preservation and protection of the environment by requiring the Water Department and the Department of Public Works to prepare a coordinated, comprehensive citywide plan for the efficient expansion of the use of reclaimed water and groundwater sources by all water consumers in San Francisco.

SEC. 1202. Definitions. The following terms and phrases used in this Article shall have the meanings set forth in this section.

(a) Development Project. Any project involving the construction, modification, conversion or alteration of any structure or structures or portion of any structure or structures, which will result in the construction, modification, conversion or alteration of 40,000 square feet or more of a building or structure, measured cumulatively from the effective date of this Article. A development project includes all landscaped, irrigated areas constructed in conjunction with the project, but such landscaped area shall not be included in the calculation of square footage for purposes of determining applicability of this definition. For the purposes of section 1204(f) of this Article, a solely residential project is a development project containing residential uses occupying greater than 75 percent of the usable square footage of the structure containing residential uses.

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(b) Irrigation System. Any method of application of water to vegetation. The term "sprinkler system" in applicable City codes shall be construed as meaning irrigation system under this Article when referring to the application of water to vegetation.

(c) Non-Potable Water. Groundwater and other subsurface water that may be used for a beneficial purpose in compliance with applicable City, state and federal laws defining standards for non-potable water uses.

(d) Reclaimed Water Distribution System. A delivery system, including but not limited to pipelines, pumps, reservoirs, and controls from the source of supply to the point of connection with a building or structure lateral supply pipeline, intended for the delivery of reclaimed water, and which is separate from any potable water distribution system and complies with all material and construction specifications contained in City codes and other applicable state and federal laws.

(e) Reclaimed Water Irrigation System. A system designed for the use of reclaimed water for the irrigation of vegetation that complies with all material, construction and water use specifications contained in City codes and other applicable state and federal laws.

(f) Reclaimed Water System. A system of pipes and related facilities designed and used for the transmission of reclaimed water within buildings and structures, including lateral supply pipelines, that complies with all material and construction specifications contained in City codes and other applicable state and federal laws.

(g) Reclaimed Water Use Area. An area or areas designated by the Water Department and the Department of Public Works pursuant to this Article where reclaimed water is or will be available for use.

(h) Reclaimed Water Use Area Map. The most recently updated map, including designated reclaimed water use areas, prepared by the

Water Department and the Department of Public Works and adopted by the Chief Administrative Officer and the Public Utilities Commission.

(i) Non-potable and Reclaimed Water Use Master Plan. A comprehensive plan prepared by the Water Department and the Department of Public Works for the use of non-potable and reclaimed water in the City and County of San Francisco and, if feasible, beyond the boundaries of the City.

(j) Reclaimed Water. Water which, as a result of the treatment of wastewater, is suitable for a direct beneficial use.

SEC. 1203. Non-potable and Reclaimed Water Use Master Plan.

(a) The Water Department and the Department of Public Works shall prepare a Non-potable and Reclaimed Water Use Master Plan for review and approval by the Chief Administrative Officer and the Public Utilities Commission. Within three years of the effective date of this Article, the Chief Administrative Officer and the Public Utilities Commission shall have adopted a Non-potable and Reclaimed Water Use Master Plan. Appropriate sections of Department of Public Works reclamation facilities planning reports and the Urban Water Management Plan prepared by the Water Department shall be incorporated and reconciled with the Non-potable and Reclaimed Water Use Master Plan. The Non-potable and Reclaimed Water Use Master Plan shall be updated at least every five years. The Chief Administrative Officer and the Public Utilities Commission are not required to adopt a Non-potable and Reclaimed Water Use Master Plan or any portion of such plan if environmental review identifies significant impacts that cannot be mitigated and a finding of overriding benefits cannot be made. The Chief Administrative Officer and the Public Utilities Commission shall not adopt a Non-potable and Reclaimed Water Master Plan or any amendment or modification thereof, unless either or both has first conducted a

duly noticed public hearing thereon. The notice of hearing shall include the time and place of hearing; a general summary of the terms of the proposed Non-potable and Reclaimed Water Use Master Plan or amendment or modification thereof to be considered, including the areas included in the Reclaimed Water Use Area Map and such other information as the Public Utilities Commission or the Chief Administrative Officer considers necessary or desirable. Such notice of hearing shall be provided by publication at least once in a newspaper of general circulation no less than 20 days prior to the date on which the hearing is scheduled to occur and shall also be included on the next Public Utilities Commission calendar to be mailed following the date of such notice. Mailed notice shall be provided to any person requesting such notice in writing. Such notices shall be in addition to any other notice that may be required by law. The failure of any person to receive notice required by law does not affect the authority of the City and County of San Francisco to adopt the Non-potable and Reclaimed Water Use Master Plan.

(b) Contents. The Non-potable and Reclaimed Water Use Master Plan shall include, but need not be limited to, the following:

(1) Long-Range Plan for Use of Non-potable and Reclaimed Water. Development of a long-range plan for the production, delivery and use of non-potable and reclaimed water in the City, within the wholesale water service area of the Water Department, and in areas outside of the Water Department's service area.

The plan shall include:

(A) Proposals, based on five year incremental planning and implementation phases, for the expansion of production, delivery and use of reclaimed water.

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(B) Identification of opportunities for the expansion of the reclaimed water production system, including the expansion of existing facilities or the development of new wastewater treatment facilities. Estimation of the feasibility and cost of developing such facilities and analysis of financing requirements and alternatives. It is the express intention of this Article to exclude reliance on hook-up charges or similar fees or charges in implementing the plan.

(C) Evaluation of the potential demand for reclaimed water.

(D) Analysis of the potential for development and use of groundwater and other subsurface sources and conjunctive use projects, and evaluation of related water quality, aquifer yield and fish and wildlife protection issues.

(2) Reclaimed Water Use Area Map.

(A) A reclaimed water use area map, delineating the areas that are served or, as projected by the Water Department and Department of Public Works, may be served within ten years of the date of designation of such an area pursuant to this Article, by reclaimed water distribution systems. The map shall be prepared jointly by the Water Department and the Department of Public Works. The Chief Administrative Officer and the Public Utilities Commission shall review the map submitted by the Departments and may either approve the map or reject and remand the map to the Departments for further action. The map may be amended as necessary to reflect all additions and planned additions to the non-potable and reclaimed water distribution system.

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(B) The map shall list and classify as designated reclaimed water use areas all areas within the boundaries of the City and County of San Francisco that meet either of the following criteria:

(i) the area is currently served by a reclaimed water distribution system. or

(ii) the area may be served by a reclaimed water distribution system within ten years, as projected in the Non-potable and Reclaimed Water Use Master Plan.

(3) Rules and regulations. Description and analysis of relevant city, state and federal rules, regulations, standards and procedures governing the production, distribution and use of non-potable and reclaimed water.

(4) Financial Assistance. Identification of resources and recommendation of specific measures to assist non-potable and reclaimed water users to finance necessary non-potable and reclaimed water use projects, including but not limited to identification of incentives, discounts in water rates or other measures.

(5) Pilot and Demonstration Projects. Identification of demonstration or pilot projects to substitute the use of potable water with non-potable and reclaimed water.

(6) Public Awareness Program. Evaluation of and recommendations for the establishment and operation of a public awareness program to promote the use of non-potable and reclaimed water.

(7) Mandatory Non-Potable and Reclaimed Water Use. Evaluation and recommendation of types of water use, such as greenbelt irrigation, agricultural irrigation, office building uses, filling of habitat lakes, or industrial processes, that

shall be required, wholly or partially, to use non-potable or reclaimed water.

(8) Interagency Coordination. Recommendations for actions to coordinate efforts between the City and other local and regional governmental agencies to share in the production and utilization of non-potable and reclaimed water within and outside the boundaries of the City.

(9) Non-Potable and Reclaimed Water Source Protection. Recommendations for control measures and management practices necessary to maintain or improve the quality of non-potable and reclaimed water.

(c) Status Report. An annual report on the status and implementation of the Non-potable and Reclaimed Water Use Master Plan shall be jointly prepared by the Water Department and the Department of Public Works and submitted to the Board of Supervisors, the Chief Administrative Officer, the Public Utilities Commission, the Department of Health, the Fire Department, the Recreation and Park Department and any other interested City agencies. This annual report shall include a yearly audit of the resulting offset in use of freshwater, if any, and identification of the uses of the saved water.

SEC. 1204. Implementation.

(a) Development Project. A development project located within the boundaries of a reclaimed water use area designated pursuant to section 1203(b)(2) of this Article may receive a site permit, building permit, land development authorization, or project authorization pursuant to City Planning Code sections 320, et seq., only if the appropriate City permit approval or authorization official, as determined by the nature of the action requested by the project developer, determines that:

(1) An exemption has not been granted by the General Manager of the Water Department in accordance with section 1204(d)(2)(C) of this Article,

(2) The development project provides for the construction and operation of a reclaimed water system and a reclaimed water irrigation system,

(3) The owner or operator of the development project has obtained an appropriate certificate in accordance with sections 1204(c) or 1204(d) of this Article, and

(4) The development project is in compliance with all applicable City code sections providing for the design, installation and construction of all facilities necessary to the operation of a reclaimed water system and/or a reclaimed water irrigation system to serve the potential uses of the property or structure covered by the proposed permit or authorization, as may be further specified in the provisions of this Article, or the provisions of codes and regulations adopted pursuant to or in furtherance of this Article.

(b) Subdivision Approvals.

(1) Parcel Map or Tentative Subdivision Map Conditions. The Director of Public Works shall not approve a tentative subdivision map or a parcel map for any property within the boundaries of the reclaimed water use area map, as provided in section 1203(b)(2) of this Article, unless a condition is imposed requiring compliance with all applicable City code sections providing for the design, installation, construction, or dedication of all public works, public improvements, infrastructure or fixtures necessary to the operation of a reclaimed water distribution system to serve the potential uses of the property covered by the parcel map or tentative

subdivision map, as may be further specified in the provisions of this Article, or the provisions of codes and regulations adopted pursuant to or in furtherance of this Article.

(2) Subdivision Regulations. The Director of Public Works shall adopt regulations as necessary, consistent with and in furtherance of this Article, to ensure that all subdividers of property subject to the provisions of this ordinance provide such public improvements as are necessary to serve the subdivided property with reclaimed water from a reclaimed water distribution system.

(3) Final Maps. The Director of Public Works shall not endorse and file a final map for property within the boundaries of a reclaimed water use area without first determining whether:

(A) The subdivider has complied with the conditions imposed on the tentative subdivision map or parcel map, pursuant to this Article, and the ordinances and regulations adopted in furtherance thereof; and

(B) For any such conditions not fully satisfied prior to the recordation of the final map, the subdivider has signed a certificate of agreement and/or improvement agreement, to ensure compliance with such conditions.

(4) This subsection (b) shall not apply to tentative subdivision maps or parcel maps submitted solely for the purposes of condominium conversion, as defined in San Francisco Subdivision Code section 1308(d).

(c) Reclaimed Water Use Registration and Issuance of Certificate. Any owner, operator or manager of a development project, or an irrigation system subject to section 1204(e), located within the boundaries of a reclaimed water use area shall

register such development project or irrigation system with the Water Department. The General Manager of the Water Department (or designee) shall issue a certificate of intention to use reclaimed water ("reclaimed water use certificate") and shall maintain a register of all such development projects and irrigation systems. The Water Department may inspect the operations of reclaimed water systems, reclaimed water irrigation systems and reclaimed water distribution systems to ensure the mandatory use of reclaimed water. The Water Department, acting through its Public Utilities Commission, is authorized to impose and collect fees in its discretion to recover the costs of implementing sections 1204(c) and (d) of this Article, including costs of documentation processing, issuance of certificate, inspection, consultation with applicants and administration of sections 1204(c) and (d) of this Article.

(d) Reclaimed Water Use.

(1) Mandatory Use. Reclaimed water shall be used in all reclaimed water systems, reclaimed water distribution systems and reclaimed water irrigation systems required by sections 1204(a), 1204(b) and 1204(e) of this Article, in a manner and to the extent consistent with all applicable local, state and federal laws.

(e) Irrigation Systems.

(1) New Irrigation Systems. A landscaped area located within the boundaries of a reclaimed water use area and not constructed in conjunction with or as part of a development project subject to section 1204(a) shall be constructed for the use of reclaimed water and shall comply with the provisions of this Article if it comprises an area of 10,000 square feet or more.

(f) Applicability.

(1) Subsections (b), (c), (d) and (e) of this section of this Article shall be applicable immediately upon the effective date of this Article.

(2) Subsection (a) of this section of this Article shall not apply to development projects for which a site permit, building permit, or project authorization pursuant to City Planning Code sections 320, et seq., has been issued within 180 days after the effective date of this Article.

(3) All development projects, except solely residential projects, for which a site permit, building permit, or project authorization pursuant to City Planning Code sections 320, et seq., is issued more than 180 days after the effective date of this Article shall be in full compliance with this Article.

(4) All development projects, including residential projects, for which a site permit, building permit, or project authorization pursuant to City Planning Code sections 320, et seq., is issued subsequent to January 1, 2000, shall be in full compliance with this Article.

SEC. 1205. Material and Construction Specifications. Within six months of the enactment of this Article, the Department of Public Works, in cooperation with the Public Utilities Commission, the Department of Public Health, and the San Francisco Fire Department, shall prepare and issue material and construction specifications for reclaimed water irrigation systems, reclaimed water distribution systems and reclaimed water systems. Specifications shall include, but not limited to, pipe identification, quick coupling valves, use of distribution systems, washdown hydrants and other points of public access,

warning labels, control and regulating valves, strainers, reclaimed water piping, potable water piping, conversion requirements, design criteria, backflow and cross-connection prevention designs and devices, and facilities for temporary potable water use if reclaimed water is not available. Specifications shall be based on the final draft "Guidelines for Distribution of Nonpotable Water", issued by the Association of Water Works Agencies, California-Nevada Section, Water Reclamation Committee (as amended from time to time), unless the Department of Public Works determines that sound engineering judgment relating to local conditions and practices requires deviation from such specifications.

SEC. 1206. Penalties.

(c) Use of potable water in violation of this Article may result in the termination of potable water service by the General Manager of the Water Department.

(d) The enforcement actions authorized in subsections (a), (b) and (c) are in addition to, and do not supercede, any other remedies available under city, state or federal construction codes and health codes applicable to activities subject to this Article and any other remedies available under law.

SEC. 1207. Rules and Regulations. The Public Utilities Commission, the Department of Public Works, the Health Department and the Fire Department are authorized to promulgate rules and regulations for the implementation of this Article.

SEC. 1208. Government Facilities. The provisions of this Article shall apply, to the extent consistent with applicable laws, to any government-operated irrigation systems serving 10,000 square feet or more of landscaped property and new

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construction and operation of 40,000 square feet or more of government-owned and operated buildings and structures.

SEC. 1210. Severability.

If any section, paragraph, sentence, clause or phrase of this Article or any part thereof, is for any reason held unconstitutional, invalid or ineffective by any court of competent jurisdiction, said decision shall not affect the validity or effectiveness of the remaining portions of this Article, or any part thereof. The Board of Supervisors hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase herein, irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid or ineffective.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By: _____
Deputy City Attorney

BOARD OF SUPERVISORS

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 21, 1991	October 28, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Hallinan Kennedy Migden Shelley Ward
Absent: Supervisor Britt	Absent: Supervisors Britt Gonzalez Hsieh Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No.
188-91-2

NOV 7 1991
Date Approved

_____
Mayor

FILE NO. ORDINANCE NO.

RO #91071

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF MARIA OLIVIA CASTRO AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $22,000.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "MARIA OLIVIA CASTRO v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 909-432, by the payment of $22,000 allocated $11,000 to the Department of Public Works and $11,000 to the Municipal Railway.

APPROVED AS TO FORM
AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

KIMBERLY A. REILLY
Chief Trial Deputy

RECOMMENDED:

for Peter B. Evans

RICHARD J. EVANS, Director
Department of Public Works

FREDERIC A. HOWELL
Acting General Claims Agent
Bureau of Claims and Contracts,
Public Utilities Commission

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

APPROVED:

RUDOLPH NOTHENBERG
Chief Administrative Officer

01 001 97 09 90 1450 $11,000.00 309674
31 001 35 02 04 1450 $11,000.00 632091

AUG 26 1991

DOCUMENTS DEPT.

NOV 26 1991

PUBLIC LIBRARY

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
October 28, 1991	§	November 4, 1991
Ayes: Supervisors Achtenberg Alioto Hallinan Kennedy Migden Shelley Ward	§	Ayes: Supervisors Achtenberg Britt Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward
Absent: Supervisors Britt Gonzalez Hsieh Maher	§	Absent: Supervisors Alioto Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
45-91-58

NOV 11 1991
Date Approved

Mayor

FILE NO. 45-91-59 ORDINANCE NO. 373-91

RO #91084

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF JON LENTZ AGAINST THE CITY AND COUNTY OF SAN FRANCISCO, et al. for $25,000.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "JON LENTZ v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 914-413, by the payment of $25,000.

APPROVED AS TO FORM
AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

KIMBERLY A. REILEY
Chief Trial Deputy

RECOMMENDED:

for RICHARD J. EVANS
Title

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

01 001 97 09 90
309674 1450 $25,000.00

OCT 09 1991

APPROVED:

for RUDOLF NOTHENBERG
Chief Administrative Officer

0807n

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 28, 1991	November 4, 1991
Ayes: Supervisors Achtenberg Alioto Hallinan Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Britt Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward
Absent: Supervisors Britt Gonzalez Hsieh Maher	Absent: Supervisors Alioto Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

Clerk

File No.
45-91-59

NOV 11 1991
Date Approved

Mayor

NOV 26 1991

FILE NO. 48-91-8 ORDINANCE NO. 394-91

PC #91091

[SETTLEMENT OF ATTORNEY'S FEES CLAIM]

AUTHORIZATION OF SETTLEMENT OF ATTORNEY'S FEES CLAIM AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR ONE HUNDRED NINETY-EIGHT THOUSAND & 00/100 DOLLARS ($198,000.00).

Be it ordained by the People of the City and County of San Francisco;

Section I. The City Attorney is hereby authorized to settle the attorney's fees claim in the action entitled, Associated General Contractors of California, et al. v. City and County of San Francisco, United States District Court No. C84-6899 TEH/United States Court of Appeals for the Ninth Circuit No. 85-2420, by payment of ONE HUNDRED NINETY-EIGHT THOUSAND & 00/100 DOLLARS ($198,000.00).

APPROVED AS TO FORM
AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

KIMBERLY A. REILEY
Chief Trial Deputy

FUNDS AVAILABLE:

EDWARD HARRINGTON, Controller

01 001 97 09 01
300178 1450 $198,000.00

OCT 03 1991

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 28, 1991	November 4, 1991
Ayes: Supervisors Achtenberg Alioto Hallinan Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Britt Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Britt Gonzalez Hsieh Maher	

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
48-91-8

NOV 11 1991
Date Approved

Mayor

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FILE NO. 62-91-5 ORDINANCE NO. 395-91

Date: 10/28/91
File: 62-91-5 Amendment of the Whole

(STOW LAKE LEASE)

APPROVING A FIFTEEN-YEAR LEASE WITH STOW LAKE CORPORATION FOR ESTABLISHING AND OPERATING A BOAT RENTAL, BICYCLE RENTAL AND SNACK BAR CONCESSION AT STOW LAKE, GOLDEN GATE PARK, SAN FRANCISCO, CALIFORNIA.

Be it ordained by the People of the City and County of San Francisco:

Section 1. That certain lease between the Recreation and Park Commission, for and on behalf of the City and County of San Francisco, and Stow Lake Corporation for establishing and operating a boat rental, bicycle rental and snack bar concession at Stow Lake for fifteen years, a copy of which lease is on file in the office of the Clerk of the Board of Supervisors and to which reference is hereby made, is hereby approved.

APPROVED AS TO FORM:
LOUISE M. RENNE, CITY ATTORNEY

By: Mara E. Rosales
Mara E. Rosales, Deputy City Attorney

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
October 28, 1991	§	November 4, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward	§	Ayes: Supervisors Achtenberg Alioto Britt Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisor Britt	§	

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
62-91-5

NOV 11 1991
Date Approved

Mayor

DOCUMENTS DEPARTMENT
CIVIC CENTER LIBRARY

FILE NO. 97-91-53 ORDINANCE NO. 396-91

(Public Health Contracts)

AMENDING CHAPTER 19A, ARTICLE I OF THE SAN FRANCISCO ADMINISTRATIVE CODE BY ADDING SECTION 19A.26 TO PERMIT THE DEPARTMENT OF PUBLIC HEALTH TO ENTER INTO AGREEMENTS WITH THE WESTSIDE COMMUNITY MENTAL HEALTH CENTER ENABLING THE DEPARTMENT OF PUBLIC HEALTH TO PROVIDE MEDICAL SERVICES.

NOTE: ALL LANGUAGE IS NEW.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 19A, Article I of the San Francisco Administrative Code is hereby amended by adding Section 19A.26 thereof to read as follows:

Section 19A.26. AGREEMENTS WITH WESTSIDE COMMUNITY MENTAL HEALTH CENTER FOR MEDICAL SERVICES. The Director of Public Health, with the approval of the Health Commission is hereby authorized to enter into and execute written agreements on behalf of the City and County of San Francisco with Westside Community Mental Health Center to provide medical services to the residents of San Francisco. Said agreements shall be substantially in conformance with the form of agreements on file with the Clerk of the Board of Supervisors in File No. 97-91-53.

RECOMMENDED:

Raymond J. Baxter, Ph.D.
Director of Public Health

APPROVED:

Sandy Ouye Mori
Health Commission

APPROVED AS TO FORM:

LOUISE RENNE, City Attorney

By Paula Jesson
Deputy City Attorney

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
October 28, 1991	§	November 4, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward	§	Ayes: Supervisors Achtenberg Britt Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward
Absent: Supervisor Britt	§	Absent: Supervisors Alioto Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

File No. 97-91-53

NOV 11 1991
Date Approved

Mayor

10/23/91 - As amended in Committee.

FILE NO. 101-91-19

ORDINANCE NO. 397-91

RO # 91086 SA # 25

(GOVERNMENT FUNDING)

10/23/91 jlb

APPROPRIATING ~~$99,259~~ $35,359 FOR ~~PERMANENT SALARIES, RELATED MANDATORY FRINGE BENEFITS AND~~ FEES AND OTHER COMPENSATION, ~~FOR THE CREATION OF ONE (1) POSITION,~~ SUPERIOR COURT FOR FISCAL YEAR 1991-92.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1991-92 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L.496 (000026)	Unappropriated Revenue Reserved		
10/23/91 jlb Subsidiary 000006	General Reserve	~~$99,259~~ $35,359	
10-00-00	Superior Court		
~~01-0010 (316083)~~	~~Permanent Salaries~~		~~$37,807~~
02-0400	Fees and Other Compensation		~~52,000~~ 35,359
~~04-0600~~	~~Mandatory Fringe Benefits~~		~~9,452~~
	TOTAL	~~$99,259~~ $35,359	~~$99,259~~ $35,359

10/23/91 jlb

~~Section 2. Funds are hereby appropriated for one (1) position created by amendment to the Annual Salary Ordinance (Board of Supervisor's File No. 102-91-7) as follows:~~

~~Fund~~	~~General Fund~~		
~~Department~~	~~Superior Court~~		
~~Classification~~	~~RATE~~		~~Created~~
~~0589 Court Assistant~~	~~$1,443 B $1,666~~		~~1~~

Approved As To Form:
Louise H. Renne, City Attorney

BY: _____
Deputy City Attorney

Fund Available:

_____
Controller

Civil Service Commission

BY: _____
General Manager, Personnel

Ernie.Sup

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
October 28, 1991	§	November 4, 1991
	§	
	§	
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward	§	Ayes: Supervisors Achtenberg Britt Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward
	§	
Absent: Supervisor Britt	§	Absent: Supervisors Alioto Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
101-91-19

NOV 11 1991
Date Approved

Mayor

FILE NO. 123-91-1 ORDINANCE NO. 398-91

[SIDEWALKS]

AMENDING ARTICLE 15 OF THE SAN FRANCISCO MUNICIPAL CODE (PUBLIC WORKS CODE) BY AMENDING SECTION 706 THEREOF, REQUIRING ABUTTING OWNERS TO MAINTAIN SAFE CONDITION AND ESTABLISHING LIABILITY IN [illegible] FOR FAILING TO MAINTAIN IN A SAFE CONDITION.

NOTE: Additions and substitutions are underlined; deletions are indicated by ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco that:

SECTION 1. Article 15 of the San Francisco Municipal Code (Public Works Code) is hereby amended, by amending Section 706 thereof, to read as follows:

SEC. 706. OWNERS OF FRONTAGE RESPONSIBLE FOR REPAIR LIABILITY FOR UNSAFE CONDITION. It shall be the duty of the owners of lots or portions of lots immediately adjacent to any portion of a public street, avenue, alley, lane, court or place to maintain the sidewalks and sidewalk area, including any parking strip, parkway, automobile runway and curb, fronting or adjacent to their property in good repair and condition. Any person who suffers injury or property damage as a legal result of the failure of the owner to so maintain the sidewalks and sidewalk areas shall have a cause of action for such injury or property damage against such property owner. The City and County of San Francisco shall have a cause of action for indemnity against such property owner for any damages it may be required to pay as satisfaction of any judgment or settlement of any claim that results from injury to persons or property as a legal result of the failure of the owner to maintain the sidewalks and sidewalk areas in accordance with this section.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By: Kimberly A. Reiley
KIMBERLY A. REILEY
Chief Trial Deputy

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 28, 1991	November 4, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward	Ayes: Supervisors Achtenberg Britt Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward
Absent: Supervisor Britt	Absent: Supervisors Alioto Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 123-91-1

NOV 11 1991
Date Approved

Mayor

FILE NO. 101-91-21 ORDINANCE NO. 399-91

RO # 91100 SA # 37

(Government Funding)

APPROPRIATING $20,284,076 TO PURCHASE THIRTY-FIVE (35) LIGHT VEHICLES (LRV), MUNICIPAL RAILWAY FOR FISCAL YEAR 1991-92.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1991-92 as follows:

Department And Number	Source Of Funds And Purpose of Appropriation	Amount Debit	Amount Credit
31-002	Transit Impact Development Fund		
G.L. 301 (003848)	Unreserved Fund Balance	$12,284,076	
49-4900 (912352)	Revenue Transfer Out to #31-358, New Generation Rail Vehicle Fund		$12,284,076
31-501	Municipal Railway Capital Reserve Fund		
G.L. 309 (004333)	Reserve For Budget Commitment	$8,000,000	
49-4900 (912360)	Revenue Transfer Out to #31-358, New Generation Rail Vehicle Fund		$8,000,000
31-358	New Generation Rail Vehicle Fund		
99-9990 (231936)	Revenue Transfer In From #31-002, Transit Impact Development Fund	$12,284,076	
99-9990 (231944)	Revenue Transfer In From #31-501, Municipal Railway Capital Reserve Fund	8,000,000	
Project 601-01	LRV Purchase II		
22-2203 (741173)	Railway		$20,284,076
	TOTAL	**$20,284,076**	**$20,284,076**

Approved As To Form
Louise H. Renne, City Attorney

BY: _____
Deputy City Attorney

Funds Available

_____
Controller

Board of Supervisors, San Francisco

Passed for Second Reading
November 13, 1991

Ayes: Supervisors Achtenberg Alioto Britt Gonzalez Hallinan Kennedy Migden Ward

Absent: Supervisors Hsieh Maher Shelley

Finally Passed
November 18, 1991

Ayes: Supervisors Achtenberg Britt Hallinan Hsieh Migden

Absent: Supervisors Gonzalez Kennedy Shelley Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
101-91-21

November 20, 1991
Date Approved

Roberta Achtenberg
ACTING Mayor

FILE NO. 96-91-3 ORDINANCE NO. 300-91

(Sale of Property)

AUTHORIZING CONVEYANCE OF A 2' x 60' STRIP OF LAND OVER WATER DEPARTMENT RIGHT-OF-WAY IN SAN MATEO COUNTY PURSUANT TO SETTLEMENT APPROVED BY PUBLIC UTILITIES COMMISSION - $32,500.

Be it Ordained by the People of the City and County of San Francisco:

SECTION 1. On July 19, 1988, the City and County of San Francisco conveyed an easement 6' 8" wide, extending 60' in length, over the Water Department pipeline right-of-way in San Mateo County to the adjoining property owner to maintain a residence and swimming pool encroaching within the right-of-way. The adjoining property owner filed a lawsuit against the former owner, builder and realtors, and the City and County of San Francisco was subsequently brought into the litigation.

SECTION 2. A settlement agreement has been reached between the parties, which has been approved by the Public Utilities Commission. Pursuant to the settlement agreement, the City and County of San Francisco will sell to the adjoining owner fee title to a strip of land 2' wide, extending 60' in length, in exchange for the quitclaim of the previous rights conveyed by the City and $32,500 consideration for the real property, legal and administrative expenses.

SECTION 3. The Director of Property has determined that $20,000 of the $32,500 consideration represents fair value for the 2' x 60' strip of land to be conveyed to the adjoining owner; the balance representing the City's legal and administrative expenses.

SECTION 4. In accordance with the recommendation of the General Manager of the Public Utilities Commission, General Manager of the Water Department, Director of Property and City Attorney, the Board of Supervisors hereby approves the conveyance as described above and authorizes the Mayor and Clerk of the Board to execute the deed exchanging the aforementioned property rights upon payment of the consideration of $20,000 for the real property and $12,500 for legal and administrative expenses.

SECTION 5. The conveyance of the subject property to the adjoining owner will not affect the City's Master Plan.

RECOMMENDED:

Director of Property

General Manager
Public Utilities Commission
(Pursuant to PUC Res. No. 91-0329)

General Manager
S. F. Water Department

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By
Deputy City Attorney

9425P

(Real Estate)

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
November 4, 1991	§	November 12, 1991
	§	
	§	
Ayes: Supervisors Achtenberg Alioto Britt Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	§	Ayes: Supervisors Achtenberg Alioto Britt Gonzalez Hallinan Kennedy Migden Ward
	§	
Absent: Supervisor Ward	§	Absent: Supervisors Hsieh Maher Shelley

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Jean Lum
ACTING Clerk

File No.
96-91-3

NOV 21 1991
NOV 21 1991
Date Approved

Mayor

11/6/91 - As amended in Committee.

FILE NO. 101-91-24

ORDINANCE NO. 401-91

RO# 91087 SA# 43

(Government Funding)

APPROPRIATING $50,000 FOR OTHER SERVICES (SURRENDER OF FIREARMS PROGRAM),

11/6/91 jlb POLICE DEPARTMENT FOR FISCAL YEAR 1991-92; PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1991-92 as follows:

Department And Number	Source Of Funds And Purpose of Appropriation	Amount Debit	Amount Credit
02-005	Narcotics Forfeiture and Asset Seizure Fund		
38-03-13	Police Department		
Project 001-01	Revenue - Narcotics Fund		
65-6531 (050062)	Narcotics Forfeiture	$50,000	
Project 022-01	Surrender of Firearms Program		
10-1299 (580324)	Other Services		$50,000

11/6/91 jlb Section 2. Although the City has incurred no legal obligation, the Board of Supervisors hereby ratifies the action previously taken.

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

BY
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE

CONTROLLER

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
November 13, 1991	November 18, 1991
Ayes: Supervisors Achtenberg Alioto Britt Gonzalez Hallinan Kennedy Migden Ward	Ayes: Supervisors Achtenberg Alioto Britt Hallinan Hsieh Migden
Absent: Supervisors Hsieh Maher Shelley	Absent: Supervisors Gonzalez Maher Kennedy Shelley Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 101-91-24

NOV 27 1991
Date Approved

Mayor

FILE NO. 45-91-60

ORDINANCE NO. 402-91

RO #91093

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF DORSEY REDLAND AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $25,000.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "DORSEY REDLAND V. PEARL TOY, M.D., THE CITY AND COUNTY OF SAN FRANCISCO, ET AL.," Superior Court No. 924-564, by the payment of $25,000.

APPROVED AS TO FORM AND RECOMMENDED:

KIMBERLY A. REILEY
CHIEF TRIAL DEPUTY

RECOMMENDED:

DEPARTMENT OF PUBLIC WORKS

RICHARD EVANS, Director

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

01 001 97 09 90
309674 1450 $25,000.00

OCT 09 1991

APPROVED:

RUDOLF NOTHENBERG
Chief Administrative Officer

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
November 18, 1991	November 25, 1991
Ayes: Supervisors Achtenberg Alioto Britt Hallinan Hsieh Migden	Ayes: Supervisors Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Gonzalez Maher Kennedy Shelley Ward	Absent: Supervisors Achtenberg Alioto Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-91-60

DEC 5 1991

Date Approved

Mayor

FILE NO. 45-91-62 ORDINANCE 403-91

RO #91099

[SETTLEMENT OF LAWSUIT]
AUTHORIZING SETTLEMENT OF LITIGATION OF HELEN HENDRICKS AGAINST THE CITY AND COUNTY OF SAN FRANCISCO for $17,441.76.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "HELEN HENDRICKS V. CITY AND COUNTY OF SAN FRANCISCO, et al., "Superior Court No. 905-894, by the payment of $17,441.76.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

KIMBERLY A. REILEY
Chief Trial Deputy

RECOMMENDED:

DEPARTMENT OF HEALTH

RAYMOND BAXTER, Ph.D.
Director

FUNDS AVAILABLE

CONTROLLER

01 001 97 09 83 OCT 23 1991
309658 1450 $17,441.76

APPROVED:

PUBLIC HEALTH COMMISSION

SECRETARY

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
November 18, 1991	November 25, 1991
Ayes: Supervisors Achtenberg Alioto Britt Hallinan Hsieh Migden	Ayes: Supervisors Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Gonzalez Maher Kennedy Shelley Ward	Absent: Supervisors Achtenberg Alioto Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

DEC 5 1991

Date Approved

Mayor

File No.
45-91-62

FILE NO. 97-91-55 (Agriculture)

ORDINANCE NO. 404-91

AMENDING CHAPTER 9A OF THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTION 9A.7 THEREOF, CHANGING THE FEES CHARGED FOR THE SALE OF AGRICULTURAL PRODUCTS AT THE FARMERS' MARKET.

Note: Additions are underlined; deletions are indicated by ((double parentheses)).

Be it ordained by the people of the City and County of San Francisco:

Chapter 9A of the San Francisco Administrative Code is hereby amended by amending section 9A.7 thereof, to read as follows:

Section 9A.7. FEES. Fees currently estimated sufficient to pay the operating and maintenance costs of the Farmers' Market and within a reasonable time to liquidate all capital expenditures made thereof, recommended by the Chief Administrative Officer and approved by the Controller, shall be charged to the seller of all products offered for sale at the Farmers' Market effective ((June 1, 1982)) April 1, 1992, as follows:

/13/91
lb

April ~~June~~ 1, through November 30

(a) Daily stall fee:

Tuesday through ((Wednesday)) Thursday	((($4.50))	$5.50
((Thursday	5.50))	
Friday	((9.00))	$11.00
Saturday	((16.50))	$19.00

December 1, through May 31

Tuesday through ((Wednesday)) Thursday	((3.50))	$4.50
((Thursday	4.25))	
Friday	((7.00))	$8.50
Saturday	((12.00))	$14.00

(b) Entrance tonnage fee (to be charged only once against a given load).

((($3.00)) $4.00 first 1000 pounds or fraction thereof.

((($2.00)) $3.00 for the second 1000 pounds or fraction thereof.

((($4.00)) $5.00 for each additional 2000 pounds or fraction thereof.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

Theodore R. Lakey

Deputy City Attorney

APPROVED BY:

RUDOLF NOTHENBERG, CAO

Chief Administrative Officer

RECOMMENDED BY:

G. E. WEETH

County Agricultural Commissioner/Sealer

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
November 18, 1991	November 25, 1991
Ayes: Supervisors Achtenberg Alioto Britt Hallinan Hsieh Migden	Ayes: Supervisors Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Gonzalez Maher Kennedy Shelley Ward	Absent: Supervisors Achtenberg Alioto Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
97-91-55

DEC 5 1991

Date Approved

Mayor

Amendment of the Whole

11/18/91

FILE NO. 151-91-2

ORDINANCE NO. 405-91

(Redevelopment Plan Amendment)

11/18/91
grh

AMENDING ORDINANCE NO. 14-81, AMENDED BY ORDINANCE NO. 50-84, APPROVING THE REDEVELOPMENT PLAN FOR THE RINCON POINT - SOUTH BEACH REDEVELOPMENT PROJECT AREA BY AMENDING SAID PLAN TO PERMIT RESIDENTIAL USES ON TWO (2) PARCELS WITHIN THE SOUTH BEACH SUB-AREA: PARCEL I-1 (ORIENTAL WAREHOUSE AND PALMISANO PARCELS, LOCATED ON FIRST AND BRANNAN STREETS) AND PARCEL D, LOCATED ON THE NORTHWEST CORNER OF BRYANT AND BEALE STREETS; PERMIT OFFICE USES AND DELETE HOTEL USE ON PARCEL C-1, LOCATED ON THE NORTHWEST CORNER OF FOLSOM AND STEUART STREETS WITHIN THE RINCON POINT SUB-AREA; INCREASE THE HEIGHT LIMIT ON PARCELS I-1 AND I-3 FROM 105 TO 160 FEET; INCREASE THE RESIDENTIAL DENSITY ON PARCEL F-1 (NORTHEAST CORNER OF BRYANT AND FIRST STREETS) FROM 110 TO 130 DWELLING UNITS PER ACRE; REQUIRE THE AGENCY TO IMPOSE FEES, CONDITIONS AND EXACTIONS TO COMMERCIAL OFFICE DEVELOPERS WITHIN THE RINCON POINT SUB-AREA; INCLUDE THE AGENCY'S HOUSING PARTICIPATION POLICY; PERMIT ALTERNATIVE LAND USES TO BE COMBINED ON THE SAME PARCEL; ALLOW THE REDEVELOPMENT AGENCY, ON A SHORT TERM BASIS, TO LEASE ANY OF ITS PROPERTY FOR USES WHICH ARE NOT IN CONFORMANCE WITH THE ADOPTED REDEVELOPMENT PLAN; AND ADOPTING FURTHER PROPOSED CHANGES TO THE PROPOSED AMENDMENT TO THE PLAN.

WHEREAS, the Redevelopment Plan for the Rincon Point - South Beach Redevelopment Project Area was approved and adopted by Ordinance No. 14-81, and said Plan is incorporated by reference and made a part of this Ordinance; and

WHEREAS, the approved Redevelopment Plan is designated by said Ordinance as the official Redevelopment Plan for the Rincon Point - South Beach Redevelopment Project Area; and

WHEREAS, said Ordinance No. 14-81 approving the Redevelopment Plan for the Rincon Point - South Beach Redevelopment Project Area was amended by Ordinance 50-84 by amending said Plan, and which Ordinance is by this reference incorporated and made a part hereof with the same force and effect as though set forth fully herein; and

WHEREAS, the Redevelopment Agency of the City and County of San Francisco has proposed an amendment to said official Redevelopment Plan; and

WHEREAS, the Redevelopment Agency of the City and County of San Francisco has transmitted to this Board of Supervisors, certified copies of its Resolution No. 296-91, adopted November 12, 1991, recommending an Amendment to the Redevelopment Plan for the Rincon Point - South Beach Redevelopment Project Area, as amended; and

WHEREAS, the City Planning Commission has reviewed said proposed Amendment to said Redevelopment Plan and has transmitted to this Board of Supervisors certified copies of its Resolution No. 13161, adopted August 22, 1991, in which it finds that said Redevelopment Plan, as it is proposed to be amended, is in conformity with the Master Plan of the City and County of San Francisco, and recommends said Amendment to this Board of Supervisors; and

WHEREAS, this Board of Supervisors has on August 26, 1991, held a public hearing on said recommended Amendment, which public hearing was closed and notice of which hearing was published pursuant to Section 33454 of the Health and Safety Code of the State of California, and Section 6063 of the Government Code, in the San Francisco Chronicle, a newspaper of general circulation, printed and published in the City and County of San Francisco; and

WHEREAS, at the close of the public hearing held on August 26, 1991, members of this Board of Supervisors raised concerns dealing with the preservation of the Oriental Warehouse and directed Agency staff to negotiate and formulate appropriate preservation measures for the Oriental Warehouse with San Francisco's Foundation for Architectural Heritage; and

DEC 3 1 1991
SAN FRANCISCO
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WHEREAS, this Board of Supervisors continued its meeting from August 26, 1991 to September 9; 16; and 23, 1991 while the Agency staff and San Francisco's Foundation for Architectural Heritage continued its negotiation in formulating further preservation measures for the Oriental Warehouse; and

WHEREAS, negotiations between the Redevelopment Agency and San Francisco's Foundation for Architectural Heritage were successful and further preservation measures for the Oriental Warehouse were formulated, resulting in additional changes to the proposed Redevelopment Plan Amendment for the Rincon Point - South Beach Redevelopment Project Area; and

WHEREAS, said additional changes are contained in a document entitled "Further Proposed Changes To The Proposed Amendment To The Redevelopment Plan For The Rincon Point - South Beach Redevelopment Project Area", dated November 5, 1991; and

WHEREAS, this Board of Supervisors at its meeting on October 7, 1991, adopted a motion to reopen the public hearing for the limited purpose of considering the additional changes to the proposed Rincon Point - South Beach Redevelopment Plan Amendment, and that the reopened public hearing shall be conducted on Tuesday, November 12, 1991 at 3:00 p.m.; and

WHEREAS, this Board of Supervisors on November 12, 1991, reopened the public hearing on said Further Proposed Changes To The Proposed Amendment To The Redevelopment Plan For The Rincon Point - South Beach Redevelopment Project Area, notice of which reopened hearing was published pursuant to Section 33454 of the Health and Safety Code of the State of California, and Section 6063 of the Government Code, in the San Francisco Independent, a newspaper of general circulation, printed and published in the City and County of San Francisco; and

WHEREAS, on November 5, 1980, the City Planning Commission and the Redevelopment Agency Commission certified the Environmental Impact Report/Statement (EIR/S) for Rincon Point - South Beach, which document was adopted by this Board of Supervisors (including significant effects on the environment, mitigation measures and overriding considerations) on January 5, 1981 in consideration of the Rincon Point - South Beach Redevelopment Plan; and

WHEREAS, on February 7, 1991, the Department of City Planning and the Redevelopment Agency staffs published a Supplement to the Final Environmental Impact Report/Statement for the proposed Amendment to the Rincon Point - South Beach Redevelopment Plan, by which said proposed Amendment were evaluated and certified jointly by the City Planning Commission under Motion No. 13158 and the Redevelopment Agency Commission under Resolution No. 216-91; and

WHEREAS, this Board of Supervisors has received, reviewed and considered said Supplement to the Final Environmental Impact Report/Statement for the Rincon Point - South Beach Redevelopment Plan Amendment:

NOW THEREFORE BE IT ORDAINED BY THE PEOPLE OF THE
CITY AND COUNTY OF SAN FRANCISCO

Section 1: Purposes and Intent. It is hereby found and determined that the intent of the Board of Supervisors with respect to the Project Area is to permit residential uses on two (2) parcels within the South Beach sub-area: Parcel I-1 (Oriental Warehouse and Palmisano parcels, located on First and Brannan Streets) and Parcel D, located on the northwest corner of Bryant and Beale Streets; permit office uses and delete hotel use on Parcel C-1, located on the northwest corner of Folsom and Steuart Streets within the Rincon Point sub-area; increase the height limit on parcels I-1 and I-3 from 105 to 160 feet; increase the residential density on Parcel F-1 (northeast corner of Bryant and First Streets) from 110 to 130 dwelling units per acre; require the Agency to impose fees, conditions and exactions to commercial office developers within the Rincon Point sub-area; include the Agency's Housing Participation Policy; permit alternative

11/18/91
grh

land uses to be combined on the same parcel; and allow the Redevelopment Agency, on a short term basis, to lease any of its property for uses which are not in conformance with the adopted Redevelopment Plan.

Section 2. Conformity with Master Plan. It is hereby found and determined that the proposed Amendment to the Redevelopment Plan for the Rincon Point - South Beach Redevelopment Project Area is in conformance with the Master Plan of the City and County of San Francisco.

Section 3. Conformity with the Community Redevelopment Law in Public Interest. It is hereby found and determined that the amended Redevelopment Plan will develop the Project Area in conformity with the Community Redevelopment Law and in the interest of the public peace, health, safety and welfare.

Section 4. Economic Soundness and Feasibility. It is hereby found and determined that the adoption and carrying out of the amended Redevelopment Plan is economically sound and feasible.

Section 5: Effectuation of Purposes and Policy of Law. It is hereby found and determined that the carrying out of the amended Redevelopment Plan would effectuate the Purposes and Policy of the Community Redevelopment Law.

Section 6: This Board of Supervisors hereby finds, determines and declares that the Amendment to the Redevelopment Plan for the Rincon Point - South Beach Redevelopment Project Area, which have been proposed and recommended by the Redevelopment Agency of the City and County of San Francisco, as set forth in that Agency's Resolution No.296-91, adopted November 12, 1991, are necessary and desirable and the same are hereby approved and adopted.

Section 7: This Board of Supervisors further hereby finds, determines and de-

11/18/91
grh

clares that within the Rincon Point - South Beach Redevelopment Project Area are presently included certain lands, buildings and improvements which are not individually detrimental to the public health, safety and welfare but which are necessary for the effective redevelopment of said Redevelopment Project Area. These certain lands, buildings and improvements were not included for the purpose of obtaining an allocation of tax increment revenues from said Redevelopment Project Area pursuant to Section 33670 of the Health and Safety Code of the State of California.

Section 8: Ordinance No. 14-81, adopted on January 5, 1981, as amended by Ordinance No. 50-84 on January 23, 1984, is hereby further amended by this Ordinance. The Amended Redevelopment Plan for the Rincon Point - South Beach Redevelopment Project Area, as revised, will permit residential uses on two (2) parcels within the South Beach sub-area: Parcel I-1 (Oriental Warehouse and Palmisano parcels, located on First and Brannan Streets) and Parcel D, located on the northwest corner of Bryant and Beale Streets; permit office uses and delete hotel use on Parcel C-1, located on the northwest corner of Folsom and Steuart Streets within the Rincon Point sub-area; increase the height limit on parcels I-1 and I-3 from 105 to 160 feet; increase the residential density on Parcel F-1 (northeast corner of Bryant and First Streets) from 110 to 130 dwelling units per acre; require the Agency to impose fees, conditions and exactions to commercial office developers within the Rincon Point sub-area; include the Agency's Housing Participation Policy; permit alternative land uses to be combined on the same parcel; and allow the Redevelopment Agency, on a short term basis, to lease any of its property for uses which are not in conformance with the adopted Redevelopment Plan.

Section 9: Redevelopment of the Amended Project Area. It is hereby found and determined that the elimination of blight and the redevelopment of the Amended Project Area could not reasonably be expected to be accomplished by private enterprise acting alone without the aid and assistance of the Agency.

Section 10: Tax Increment Financing and the Potential for Financial Burden. It is hereby found and determined that the effect of Tax Increment Financing will not cause a

severe financial burden or detriment on any taxing agency deriving revenues from the Project Area.

A copy of the proposed Redevelopment Plan Amendment for the Rincon Point - South Beach Redevelopment Project Area is on file in the office of the Clerk of the Board of Supervisors of the City and County of San Francisco. By this reference, the Amended Redevelopment Plan for Rincon Point - South Beach is incorporated in and made a part of this Ordinance with the same force and effect as though set forth fully herein. The Board of Supervisors also adopts the "Further Proposed Changes To The Proposed Amendment To The Redevelopment Plan for the Rincon Point - South Beach Redevelopment Project Area," dated November 5, 1991 and these changes are incorporated by reference and made a part hereof with the same force and effect as though set forth fully herein.

APPROVED AS TO FORM:

Louise H. Renne, City Attorney

By: Theodore R. Lakey

Deputy City Attorney

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
November 18, 1991	November 25, 1991
Ayes: Supervisors Achtenberg Alioto Britt Hallinan Hsieh Migden	Ayes: Supervisors Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward
Absent: Supervisors Gonzalez Maher Kennedy Shelley Ward	Absent: Supervisors Achtenberg Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
151-91-2

DEC 5 1991
Date Approved

Mayor

FILE NO. 34-91-2 ORDINANCE NO. 402-91

AMENDING ORDINANCE NO. 1061 ENTITLED "REGULATING THE WIDTH OF SIDEWALKS" BY ADDING THERETO SECTION 1506 CHANGING THE OFFICIAL WIDTH OF SIDEWALK ON THE WEST SIDE OF 19TH AVENUE FROM APPROXIMATELY 336.9 FEET NORTH AND 82.7 FEET SOUTH OF MONTE VISTA DRIVE AS SHOWN ON THE DEPARTMENT OF PUBLIC WORKS PLAN Q-20-387, AND MAKING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

Be it ordained by the people of the City and County of San Francisco:

SECTION 1. Ordinance No. 1061 entitled "Regulating the Width of Sidewalk", be and is hereby amended in accordance with communication filed in the office of the Clerk of the Board of Supervisors, by adding thereto a new section to be numbered as follows:

Section 1506. The width of sidewalk on the west side of 19th Avenue from approximately 336.9 feet north and 82.7 feet south of Monte Vista Drive shall be as shown on Department of Public Works Drawing Q-20-387.

SECTION 2. The Department of City Planning in its report dated September 10, 1991 declared that the above-described change of official sidewalk width is in conformity with the Master Plan, and made findings of consistency with the Eight Priority Policies of City Planning Code Section 101.1.

The San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings made by the Department of City Planning, by its letter dated September 10, 1991, that the project intended by the proposed changes of official sidewalk width is consistent with the eight priority policies of City Planning Code Section 101.1.

The petitioner, as is necessary as a result of this Ordinance, shall make arrangement with public utility companies and City departments for the relocation and/or adjustment of their facilities in the affected sidewalk and street area.

DESCRIPTION APPROVED:

City Engineer

RECOMMENDED

Director of Public Works

APPROVED AS TO FORM:
LOUISE RENNE, City Attorney

By

Deputy City Attorney

APPROVED:

Chief Administrative Officer

DOCUMENTS DEPT.
DEC 30 1991
SAN FRANCISCO
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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
November 25, 1991	December 9, 1991
Ayes: Supervisors Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward	Ayes: Supervisors Achtenberg Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward
Absent: Supervisors Achtenberg Britt	Absent: Supervisors Alioto Britt Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
34-91-2

DEC 16 1991
Date Approved

Mayor

FILE NO. 124-91-8 ORDINANCE NO. 407-91

(Parking Control)

AMENDING PART II, CHAPTER XI, SAN FRANCISCO MUNICIPAL CODE (TRAFFIC CODE) BY REVISING SEC. 32.6.7 TO INCLUDE THE PORTION OF 24TH AVENUE SPECIFIED IN FORMER SEC. 32.6.9 PLUS PORTIONS OF JONES STREET AND MCALLISTER STREET AND TO REPEAL FORMER SEC. 32.6.9.

Note: Additions are underlined. Deletions are indicated by ((double parentheses)).

BE IT ORDAINED by the people of the City and County of San Francisco:

Section 1. Article 3, Part II, Chapter XI of the San Francisco Municipal Code (Traffic Code) is hereby amended by amending Section 32.6.7 to read as follows:

SEC. 32.6.7. PARKING CONTROL, PORTIONS OF BRYANT, MCALLISTER AND JONES STREETS AND 24TH AVENUE; PENALTIES FOR VIOLATION. No person shall stop, park or leave standing any vehicle, whether attended or unattended, at any time, at the following locations:

a) on the north side of Bryant Street from Harriet Street to 160 feet westerly;

b) on the east side of 24th Avenue from 225 feet to 280 feet south of Santiago Street (55-foot zone);

c) on the west side of Jones Street from 9 feet to 117 feet north of McAllister Street (108-foot zone); and

d) on the north side of McAllister Street from Jones Street to 120 feet west (120-foot zone);

except official City-owned San Francisco Police Department vehicles displaying a permit authorizing parking in such zones issued by the Chief of Police. The permit exceptions under this Section shall not apply when parking prohibition regulations for street cleaning purposes are in effect. Violation of this Section is an obstruction to the free use of property and a nuisance within the meaning of Division 4, Part III of the Civil Code of California

Section 2. Article 3, Part II, Chapter XI of the San Francisco Municipal Code (Traffic Code) is hereby amended by repealing Sec. 32.6.9, reading as follows:

((SEC. 32.6.9. PARKING CONTROL, PORTIONS OF 24TH AVENUE; PENALTIES FOR VIOLATION. No person shall stop, park, or leave standing any vehicle, whether attended or unattended, at any time on the east side of 24th Avenue from 225 feet south of Santiago Street to 55 feet southerly (55-foot zone), except official City-owned San Francisco Police Department vehicles displaying a permit authorizing parking in such zones issued by the Chief of Police. The permit exceptions under this Section shall not apply when parking prohibition regulations for street cleaning purposes are in effect. Violations of this Section is an obstruction to the free use of property and a nuisance with the meaning of Division 4, Part III of the Civil Code of California relating to nuisance and the abatement thereof.))

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

BY: Julian E. Gutteguin
Deputy City Attorney

DESCRIPTION APPROVED:

Norman E. Brown
City Traffic Engineer

RECOMMENDED:

Dina Cutler
Director of Parking and Traffic

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
November 25, 1991	December 9, 1991
Ayes: Supervisors Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward	Ayes: Supervisors Achtenberg Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward
Absent: Supervisors Achtenberg Britt	Absent: Supervisors Alioto Britt Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 124-91-8

DEC 16 1991
Date Approved

Mayor

FILE NO. 250-91-1 ORDINANCE NO. 408-91

(Fire Alarm System Permit)

GRANTING A PERMIT TO SIMPLEX TIME RECORDER COMPANY TO CONNECT SUCH AUXILIARY FIRE ALARM SYSTEMS AS MAY BE APPROVED BY THE GENERAL MANAGER, DEPARTMENT OF ELECTRICITY, TO THE MUNICIPAL FIRE ALARM SYSTEM AND TO MAINTAIN THE SAME IN ELECTRICAL-MECHANICAL CONNECTION THEREWITH THROUGH THE MEDIUM OF MASTER FIRE ALARM BOXES AND STIPULATING THE CONDITIONS, RESTRICTIONS, AND REQUIREMENTS UNDER WHICH THE SAID PERMIT IS GRANTED.

Be it ordained by the people of the City and County of San Francisco:

Section 1. The Simplex Time Recorder Company (hereinafter referred to as "Company"), is hereby granted a permit subject to the conditions, restrictions and requirements hereinafter contained; to connect auxiliary fire alarm system to the Municipal Fire Alarm System and to maintain in electrical-mechanical connection therewith, through the medium of master fire alarm boxes, such auxiliary fire alarm system as may be installed and maintained by the Company in buildings within the City and County of San Francisco as may be approved by the General Manager, Department of Electricity (hereinafter referred to as "General Manager").

Section 2. The Company shall make application in writing to the General Manager for each and every such connection desired, and before beginning the installation of the particular auxiliary fire alarm system for which such connection is desired. The application shall state plainly the name and address of both owner and tenant and the location of the building in which the particular fire alarm system is to be installed, the type of system proposed, the purpose for which the building will be used, the location of the terminals of the particular system, and such other essential information regarding the proposed installation as may be required.

Section 3. The General Manager shall first determine whether the desired connection shall be approved and, if said connection is approved, shall then determine and designate the nearest municipal fire alarm circuit to which it is feasible to make the desired connection and the point thereon at which the connection shall be made, or the point thereon from or to which shall be constructed any extension thereof or thereto that may be required in order to make said connection, the location of the wires and cables of any such extension, the particular route that shall be followed in constructing the extension, and the class and type of construction, conformable to the standards of the Department of Electricity (hereinafter referred to as "Department"), that shall be used in making the extension, and he shall, in accordance therewith, make and furnish to the Company an estimate of the cost of making such connection, or such extension and connection. Upon the written order of the Company, the Department shall proceed to make the said connection, or extension and connection. Upon the completion or abandonment, at request of the Company, of the construction of said connection, or extension and connection, the Company shall, within 10 days after notification by the Department of the cost of said construction, or so much thereof as was completed before abandonment, pay said cost to the Department.

Section 4. It is hereby distinctly stipulated and understood, as a condition precedent to the granting of this permit, and as a covenant thereof, that all master fire alarm boxes, conduits, cables, wires, poles, crossarms, and other

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appurtenances that shall be constructed or installed, at the expense of the Company, for the purpose and as a part of each and every extension that may be made under the provisions of this permit, to a Municipal fire alarm circuit for affording connection to any Company auxiliary fire alarm system installation, and that shall be located outside of the private property line of the premises whereon the said auxiliary fire alarm system is installed, or intended to be installed, and that shall be located in, under, over, or upon any public street, lane, alley, sidewalk, or other public place, or right-of-way granted to the City and County of San Francisco for fire alarm circuits, shall immediately upon construction, or installation, become, and shall thereafter remain, the property of the City and County of San Francisco. The Company shall not, at any time, have any claim upon or any right, title or interest in the said master fire alarm boxes, conduits, cables, wires, poles, crossarms and other appurtenances further than the right to maintain in electrical-mechanical connection such auxiliary fire alarm system as may be approved by the General Manager pursuant to the provisions of this Permit.

Section 5. If, at any time, the City and County of San Francisco shall for any reason abandon or change from aerial to underground, or change from underground to aerial, or in any way change the location of, or otherwise in any manner, or respect, change, or alter any Municipal fire alarm circuit and if such abandonment, change, or alteration of the Municipal circuit shall then or thereafter involve and necessitate any addition to, or change in, any master fire alarm boxes, conduits, cables, wires, poles, or other appurtenances of any connection to any Company auxiliary fire alarm system, or of any extension of, or to the

said Municipal fire alarm circuit used for affording such connection, or if for any other good and sufficient reason it shall, at any time in the judgment of the City and County of San Francisco, become necessary to change from aerial to underground, or from underground to aerial, or otherwise make any change in the location, or in the class or type of construction of all, or any part of any master fire alarm boxes, conduits, cables, wires, poles, or other appurtenances of any connection to any Company auxiliary fire alarm system, or of any extension of or to any Municipal fire alarm circuit used for affording such connection, and if the Company shall desire to continue in service the said connection to the said system, then such addition, or change, or both, shall be made by the Department at the expense of the Company after an order to cover the cost thereof shall have been made as hereinabove stipulated; provided, however, that if, for any reason, it shall have become necessary and essential for the City and County of San Francisco to use any portion of such master fire alarm boxes, conduits, cables, wires, poles, or other appurtenances of any such extension in order to provide connection to one or more street fire alarm stations and if the City and County of San Francisco shall be actually so using, and shall desire to continue to so use, said portions of said conduits, cables, wires, poles, or other appurtenances of said extension, then the Company shall be required to pay for making such addition to, or change only in so far as the remaining portion of said conduits, cables, wires, poles, or other appurtenances of said extensions shall not be essential to said Municipal street fire alarm station or stations. If the Company shall not desire to continue in service, the said connection to the said system, then the City and County of San Francisco shall

make such disposition as it shall see fit of the said master fire alarm boxes, conduits, cables, wires, poles and other appurtenances of said extension.

Section 6. Every installation of the Company of such auxiliary fire alarm systems as may be approved by the General Manager made in the City and County of San Francisco, shall conform in every respect to all of the rules and regulations prescribed by the National Board of Fire Underwriters, the Pacific Fire Rating Bureau, and the General Manager. Inspection shall be made monthly by competent, authorized representatives of the Company who shall maintain the equipment in safe and reliable operating conditions. Records of such maintenance and inspection shall be maintained and be made available to the General Manager upon request.

Section 7. If, at any time, any installation of a Company auxiliary fire alarm system shall, in the judgment of the General Manager, be in a condition involving imminent danger to, or in any way interfere with the safe and reliable operation of the Municipal Fire Alarm System, or of any part thereof, the General Manager shall thereupon immediately have such installation disconnected from the Municipal System and it shall not again be connected thereto until it shall have been put in thoroughly safe and satisfactory condition. In every instance of such disconnection, the General Manager shall give prompt notice thereof to the Company and to the tenant of the premises whereon the particular auxiliary fire alarm system so disconnected is installed.

Section 8. The Company shall make notice in writing to the General Manager, for each and every connection to be permanently disconnected and such notice shall state plainly the name and

address of both owner and tenant, and the location of the building in which the particular fire alarm system is being terminated, giving date of termination and the location of the Municipal fire alarm box involved and such other essential information regarding the said termination as may be required.

Section 9. This permit is not exclusive and does not in any way limit or abridge the rights and powers of the Board of Supervisors of the City and County of San Francisco to grant franchises or issue such other permits as shall seem to it advisable.

Section 10. This permit shall not be transferred or assigned without prior approval of the Board of Supervisors of the City and County of San Francisco granted by ordinance upon the recommendation of the General Manager, with the approval of the Chief Administrative Officer.

Section 11. In the event of the abandonment by the City and County of San Francisco of the Municipal Fire Alarm System, this permit shall thereupon automatically terminate.

Section 12. The Company shall indemnify, save harmless and defend the City and County of San Francisco, and all of its officers, agents and employees, against any and all liabilities for injuries to or death of any person, or any injury to any property arising out of any acts in connection with this permit on the part of Company, its officers, agents or employees, or any contractor or subcontractor retained by, or on behalf of, it, or the officers, agents or employees of any of the same. The Company shall further indemnify, save harmless and defend the City and County of San Francisco, and all of its officers, agents and employees, against any and all liability arising by reason of any claims or demands of contractors or subcontractors retained

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by, or on behalf of the Company, or by reason of any liens or other claims which may be filed by, or on behalf of, any of the same, or by, or on behalf of, any other person, regarding this permit.

Section 13. The Company shall, within thirty (30) days after the date that the ordinance granting this permit become effective, file with the Controller, and at all times thereafter maintain in full force and effect for the entire term of the permit, at its expense, a faithful performance bond executed by a surety company approved by the Controller and in form satisfactory to the City Attorney of the City and County of San Francisco, in the amount of ten thousand dollars ($10,000), renewable annually and conditioned upon the faithful performance by the Company of all of the terms, conditions and covenants contained in said permit, and that in the event the Company shall fail to comply with any one or more of the provisions of this permit, then there shall be recoverable jointly and severally from the principal and surety of such bond, any damages or losses suffered by the City and County of San Francisco as a result thereof. Said bond, without limiting the applicability of the foregoing provisions, shall guarantee payment of the cost of any and all connections, and extensions and connections, referred to in Section 3 of this permit. Said bond shall provide that thirty (30) days' prior written notice of cancellation material change or intention not to renew said bond be given to the City and County of San Francisco. Neither the provisions of any bond accepted by the City and County of San Francisco pursuant hereto, nor any damages recovered by the City and County of San Francisco thereunder, shall be construed to excuse faithful performance, or limit the terms, conditions and covenants of this permit, or

limit the liability of the Company, or preclude exercise of any other right or remedy given to the City and County of San Francisco by law, whether exercised concurrently or subsequently.

Section 14.

(a) The Company agrees that at all times during the duration of this permit and, further, during any time when it is exercising any privilege thereunder, it will, at its own expense, maintain in force, general and automobile liability insurance policies, in protection of City, members of its boards and commissions, and its officers, agents and employees and the Redevelopment Agency of the City and County of San Francisco, its members, officers, agents and employees, in a company approved by the Controller and in form satisfactory to the City Attorney of City, protecting the City, said Agency, and said persons against liability for loss or damages for bodily and personal injury, death and property damage occasioned by the operations of the Company under this permit, with a minimum liability limit of $1,000,000 each occurrence for each of the above categories of liability. Said policy or policies shall be comprehensive in form and shall cover all operations of Company in connection with this permit, including, but not limited to owned, non-owned and hired automobiles, as applicable; products, completed operations, broadform property damage, personal injury and contractual liability coverages. Said policy or policies shall state that the insurance furnished thereunder shall operate as primary insurance and that no other insurance maintained by the City and County of San Francisco or the Redevelopment Agency will be called upon to contribute to any loss thereunder and that coverage applies separately to each insured except with respect to limits of liability. Company shall also maintain workers'

compensation insurance, including employees' liability coverage with limits not less than $1,000,000 each accident or disease.

(b) The policy or policies mentioned in the foregoing paragraph shall contain a provision that a written notice of any cancellation or reduction in coverage of said policy or policies shall be delivered to the City's General Manager for Department of Electricity thirty (30) days in advance of the effective date thereof. Company shall furnish to City, prior to commencing any activities under this permit, a certificate of insurance, in form and with insureds acceptable to City evidencing all required coverages, with complete copies of policies to City promptly upon request.

Section 15. It is agreed by the parties hereto that this permit is not for the benefit of any person, and no person, corporation or other entity, except the parties hereto, shall have any right or interest in, or under, this permit, except as expressly provided herein.

Section 16. The Company expressly waives any and all claims for compensation for any and all loss or damage sustained by reason of any failure, defect, deficiency or impairment of the Municipal Fire Alarm System, or any part thereof, or of any other system connected thereto, including any and all installations of the Company made pursuant to this, or any prior permit, or arising from any other cause, not limited to the foregoing, in connection with the activities of the Company under this permit. The Company hereby expressly releases and discharges the City and County of San Francisco, and its officers, agents and employees from any and all demands, claims, actions and causes of action arising from any of the causes aforesaid.

Section 17. It is understood and agreed that this permit

does not constitute a franchise granted by the City and County of San Francisco and that no franchise rights are conferred hereunder. The Company shall enjoy only those rights and privileges which are specifically enumerated in and granted by this permit. Any privilege claimed under this permit by the Company in any street or alley or public place shall be subordinate to any lawful occupancy of same by the City, and to any prior lawful occupancy of same by any other entity or person. The Company, at its expense, shall protect, support, temporarily disconnect, relocate in, on, under or over any street, alley or public place, or remove from any street, alley or public place, any property when required by the Director of Public Works by reason of traffic conditions, change or establishment of street grade, installation of sewers, drains, water pipes, power lines or tracks or any other type of structures or improvements by the City and County of San Francisco or other governmental agencies when acting in a governmental or proprietary capacity, or for any public improvement, not limited to the foregoing, or any character whatever. The Company shall not have the right, or privilege, to use, nor shall it be permitted to use, the conduit, or pole facilities belonging to the Department; neither shall it be permitted to use the conduit or pole facilities granted, or furnished to the Department by any person, firm, or corporation by reason of franchise requirements, or otherwise, regardless of whether such facilities are at the time used or unused by the Department.

Section 18. The Company shall pay to the Department a monthly rental charge of $2.50 for each master fire alarm box electrical-mechanical connection as provided for the auxiliary

BOARD OF SUPERVISORS

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fire alarm system provided herein, or as may hereafter be prescribed in any future amendment or modifications thereof.

Section 19. The Company shall file a written acceptance of this permit with the Clerk of the Board of Supervisors of the City and County of San Francisco within thirty (30) days after the date that the ordinance granting this permit becomes effective. This permit shall to into effect only when such acceptance has been filed, and when the faithful performance bond and general comprehensive liability insurance policy provided for by this permit have been filed and approved as required herein.

Section 20. This permit shall continue in full force and effect, unless and until revoked by the City and County of San Francisco or surrendered by the Company upon the giving of thirty (30) days' prior written notice.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By _____
Deputy City Attorney

RECOMMENDED AND APPROVED:

_____
General Manager
Department of Electricity

_____
Chief Administrative Officer

SUPERVISOR _____
9336P

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
November 25, 1991	December 9, 1991
Ayes: Supervisors Alioto Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley Ward	Ayes: Supervisors Achtenberg Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward
Absent: Supervisors Achtenberg Britt	Absent: Supervisors Alioto Britt Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No.
250-91-1

DEC 16 1991
Date Approved

_____
Mayor

FILE NO. 45-91-61

ORDINANCE NO. 409-91

RO #91098

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF YOLANDA TERRY AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $12,000.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "YOLANDA TERRY, A MINOR, BY AND THROUGH HER GUARDIAN AD LITEM, LINDA TERRY v. CITY AND COUNTY OF SAN FRANCISCO v. CITY AND COUNTY OF SAN FRANCISCO, et al." Municipal Court No. 001-033, by the payment of $12,000.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

KIMBERLY A. RILEY
Chief Trial Deputy

RECOMMENDED:

RICHARD J. EVANS
Director, Department of Public Works

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

01 001 97 09 90
309674 1450 $12,000.00

OCT 23 1991

APPROVED:

RUDOLF NOTHENBERG
Chief Administrative Officer

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
December 9, 1991	December 16, 1991
Ayes: Supervisors Achtenberg Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Britt Hallinan Kennedy Maher Migden Shelley
Absent: Supervisors Alioto Britt Maher	Absent: Supervisors Gonzalez Hsieh Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

Clerk

File No. 45-91-61

DEC 19 1991
Date Approved

Mayor

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FILE NO. 45-91-63 ORDINANCE NO. 410-91

RO #91086

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF MARIA-ESTER DE ANDA AGAINST THE CITY AND COUNTY OF SAN FRANCISCO for $11,000.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "MARIA-ESTER DE ANDA v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Municipal Court No. 028-239, by the payment of $11,000.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

KIMBERLY A. RILEY
Chief Trial Deputy

RECOMMENDED:

WILLIS CASEY
Chief of Police

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

01 001 97 09 38

309781 1450 $11,000.00

NOV 06 1991

APPROVED:

SECRETARY
Police Commission

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
December 9, 1991	December 16, 1991
Ayes: Supervisors Achtenberg Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Britt Hallinan Kennedy Maher Migden Shelley
Absent: Supervisors Alioto Britt Maher	Absent: Supervisors Gonzalez Hsieh Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 45-91-63

DEC 19 1991
Date Approved

Mayor

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FILE NO. 45-91-64

ORDINANCE NO. 411-91

RO #91088

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF DOUGLAS K. COWGER AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $40,000.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "DOUGLAS K. COWGER v. STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION, CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 876-351, by the payment of $40,000.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City ATtorney

KIMBERLY A. REILEY
Chief Trial Deputy

RECOMMENDED:

DEPARTMENT OF PUBLIC WORKS

for RICHARD EVANS, Director

FUNDS AVAILABLE:

CONTROLLER

01 001 97 09 90
309674 1450 $40,000.00

NOV 06 1991

APPROVED:

RUDOLF NOTHENBERG
Chief Administrative Officer

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
December 9, 1991	December 16, 1991
Ayes: Supervisors Achtenberg Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Britt Hallinan Kennedy Maher Migden Shelley
Absent: Supervisors Alioto Britt Maher	Absent: Supervisors Gonzalez Hsieh Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-91-64

DEC 19 1991
Date Approved

Mayor

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11/27/91 - As amended in Committee.

FILE NO. 62-91-6

ORDINANCE NO. 913-91

[War Memorial Concession Agreement]

11/27/91 jlb APPROVING THE FIVE YEAR EXTENSION OF AGREEMENT RETROACTIVELY BETWEEN RESTAURA, DIVISION OF DIAL CORPORATION, AND THE WAR MEMORIAL BOARD OF TRUSTEES

Note: This entire section is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Pursuant to Section 3.502 of the Charter, the Board of Supervisors hereby approves the five-year extension of the

11/27/91 jlb concession agreement retroactively from December 1, 1990 to August 31, 1995 between Restaura, Division of Dial Corporation, and the War Memorial Board of Trustees, a copy of which agreement is contained in Board of Supervisors' file number 62-91-6.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: _____
Deputy City Attorney

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
December 9, 1991	December 16, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Britt Hallinan Kennedy Maher Migden Shelley
Absent: Supervisors Britt Maher	Absent: Supervisors Gonzalez Hsieh Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 62-91-6

DEC 19 1991
Date Approved

Mayor

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FILE NO. 101-91-10 ORDINANCE NO. 413-91

RO # 91040 SA #1

(GOVERNMENT FUNDING)

APPROPRIATING $23,000,000 FOR VARIOUS CAPITAL IMPROVEMENT PROJECTS, FOR THE CREATION OF ONE (1) POSITION AND DELETION OF ONE (1) POSITION, PUBLIC HEALTH-COMMUNITY MENTAL HEALTH SERVICE, FOR FISCAL YEAR 1991-92; PLACING $21,624,800 ON RESERVE.

10/9/91 jlb

Be it ordained by the People of the City and County of San Francisco

Section 1. Funds are hereby appropriated for Fiscal Year 1991-92 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
05-616	1987 Mental Health Facility Improvement Bond		
55-5500 (050310)	Proceeds - Sale of Bonds	$23,000,000	
87-27-04	CMHS - Forensic Services		
Project 001-01	Management Services		
20-2030 (462887)	Capital Improvement Project		$207,926
Project 100-01	Construction Management		
20-2030 (462887)	Capital Improvement Project		22,732,874
Project 002-01	Controller - Financial Services		
20-2030 (462887)	Capital Improvement Project		40,700
Project 003-01	CAO - Coordination Services		
20-2030 (462887)	Capital Improvement Project		6,000
Project 004-01	City Attorney - Legal Services		
20-2030 (462887)	Capital Improvement Project		12,500
	TOTAL	$23,000,000	$23,000,000

Section 2. FUNDS ARE HEREBY APPROPRIATED FOR ONE (1) POSITION CREATED AND ONE (1) POSITION DELETED BY AMENDMENT TO THE ANNUAL SALARY ORDINANCE (BOARD OF SUPERVISORS FILE NO. 102-91-5) AS FOLLOWS:

Fund: Hospital Work Order Fund
Department: San Francisco General Hospital

Classification	Rate	Created	Deleted
A 942 L Senior Associate Administrator	$3,295 B $4,006	1	
A 942 H Senior Associate Administrator	$3,295 B $4,006		1

10/9/91 jlb

Section 3. Funds in the amount of $21,624,800 for construction costs are hereby placed on reserve pending departmental submission of contractor(s) to be used, their MBE/WBE/LBE status, and specific cost details, to be released by the Finance Committee.

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

DEPUTY CITY ATTORNEY

FUNDS AVAILABLE
CONTROLLER

CONTROLLER

CIVIL SERVICE COMMISSION

BY: GENERAL MANAGER, PERSONNEL

129-MPPGER-(667)

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
December 9, 1991	December 16, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Britt Hallinan Kennedy Maher Migden Shelley
Absent: Supervisors Britt Maher	Absent: Supervisors Gonzalez Hsieh Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
101-91-10

DEC 19 1991

Date Approved

Mayor

12/4/91 - Amendment of the Whole.

FILE NO. 101-91-20

ORDINANCE NO. 414-91

RO # 91085 SA # 26

(Government Funding)

APPROPRIATING $20,000 FOR PERMANENT SALARIES AND RELATED MANDATORY FRINGE BENEFITS, FOR THE CREATION OF ONE (1) POSITION, MUNICIPAL RAILWAY FOR FISCAL YEAR 1991-92; NO GENERAL FUND MONIES SHALL BE USED TO FUND THIS POSITION.

12/4/91
jlb

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1991-92 as follows:

Department And Number	Source Of Funds And Purpose of Appropriation	Amount Debit	Amount Credit
31-560	Video Production Fund		
G.L. 301 (007716)	Unreserved Fund Balance	$20,000	
35-00-00	Municipal Railway		
01-0010 (560185)	Permanent Salaries		$18,744
04-0600	Mandatory Fringe Benefits	_____	$ 1,256
	TOTAL	$20,000	$20,000

Section 2. Funds are hereby appropriated for one (1) position created by amendment to the Annual Salary Ordinance (Board of Supervisors File No. 12-91-9) as follows:

Fund:	Video Production Fund		
Department:	Municipal Railway		
Classification	RATE		**Created**
1771 D Media Production Specialist	$ 1,226	B $1,484	1

12/4/91
jlb

Section 3. No General Fund monies shall be used to fund this position.

Approved As To Form
Louise H. Renne, City Attorney

BY: Theodore R. Lakey
Deputy City Attorney

Funds Available

John W. Kwong
Controller

Civil Service Commission:

BY: John J. Walsh
General Manager, Personnel

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
December 9, 1991	December 16, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Britt Hallinan Kennedy Maher Migden Shelley
Absent: Supervisors Britt Maher	Absent: Supervisors Gonzalez Hsieh Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
101-91-20

DEC 19 1991
Date Approved

Mayor

FILE NO. 101-91-22

ORDINANCE NO. 415-91

RO # 91101 SA # 36

(Government Funding)

APPROPRIATING $185,000 FOR JUDGEMENTS AND CLAIMS, PORT COMMISSION FOR FISCAL YEAR 1991-92.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1991-92 as follows:

Department And Number	Source Of Funds And Purpose of Appropriation	Amount Debit	Amount Credit
34-001	S.F. Harbor Operating Fund		
G.L. 490 (026013)	Unappropriated Revenue	$185,000	
39-01-00	Port Commission		
14-1450 (590000)	Judgement and Claims		$185,000

Approved As To Form
Louise H. Renne, City Attorney

BY: Deputy City Attorney

Funds Available

Controller

Board of Supervisors, San Francisco

Passed for Second Reading

December 9, 1991

Ayes: Supervisors Achtenberg Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward

Absent: Supervisors Alioto Britt Maher

Finally Passed

December 16, 1991

Ayes: Supervisors Achtenberg Alioto Britt Hallinan Kennedy Maher Migden Shelley

Absent: Supervisors Gonzalez Hsieh Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 101-91-22

DEC 19 1991
Date Approved

Mayor

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11/27/91 - As amended in Committee.

FILE NO. 101-91-23

ORDINANCE NO. 916-91

RO# 91102 SA# 31

11/27/91
jlb

APPROPRIATING $37,598 FOR PERMANENT SALARIES-MISCELLANEOUS AND RELATED MANDATORY FRINGE BENEFITS, FOR THE CREATION OF ONE (1) POSITION, POLICE DEPARTMENT FOR FISCAL YEAR 1991-92; SUBJECT OF PREVIOUS BUDGETARY DENIAL; PLACING $10,902 INTO GENERAL RESERVE.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1991-92 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L. 904 (000026)	Unappropriated Revenue Reserved		
Subsidiary 000073	S.F.P.D. Graphic Illustrator	$46,500	
G.L. 496 (000026)	Unappropriated Revenue Reserved		
Subsidiary 000006	General Reserve		$10,902
38-04-36	Support and Administration		
01-0010 (581058)	Permanent Salaries - Miscellaneous		29,609
04-0600 (581058)	Mandatory Fringe Benefits		7,989
	TOTAL	$46,500	$46,500

/// /// /// /// /// /// /// /// /// /// /// /// /// ///

Section 2. Funds are hereby appropriated for one (1) position created by amendment to the Annual Salary Ordinance (Board of Supervisors File No. 102-91-10) as follows:

Fund: General Fund

Department: Police

Classification:	RATE	CREATED
5320A Illustrator & Art Designer	$1,463 B $1,773	1

Section 3. This ordinance as adopted by a two-thirds vote of all members of the Board of Supervisors pursuant to Section 6.306 of the Charter. This item was previously requested by budget estimate and denied by the the Board of Supervisors.

Approved As To Form
Louise H. Renne, City Attorney

BY: Deputy City Attorney

Funds Available:

Controller

Civil Service Commision:

BY: General Manager, Personnel

Emle.6

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
December 9, 1991	§	December 16, 1991
	§	
	§	
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	§	Ayes: Supervisors Achtenberg Alioto Britt Hallinan Kennedy Maher Migden Shelley
	§	
Absent: Supervisors Britt Maher	§	Absent: Supervisors Gonzalez Hsieh Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
101-91-23

DEC 19 1991
Date Approved

Mayor

FILE NO. 101-91-25

ORDINANCE NO. 417-91

RO# 91103 SA# 32

APPROPRIATING $95,018 FOR PERMANENT SALARIES-MISCELLANEOUS AND RELATED MANDATORY FRINGE BENEFITS, OTHER CURRENT EXPENSES AND MATERIALS AND SUPPLIES, FOR THE CREATION OF FOUR (4) POSITIONS, PUBLIC HEALTH - CENTRAL OFFICE FOR FISCAL YEAR 1991-92.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1991-92 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
01-001	General Fund		
G.L. 904 (000026)	Unappropriated Revenue Reserved		
Subsidiary (000099)	HIV Youth Outreach	$95,018	
83-03-01	Public Health - Aids		
01-0010 (732388)	Permanent Salaries - Miscellaneous		$47,008
04-0600	Mandatory Fringe Benefits		7,463
10-1299	Other Current Expenses		10,000
11-1300	Materials and Supplies		30,547
	TOTAL	$95,018	$95,018

/// /// /// /// /// /// /// /// /// /// /// /// /// ///

Section 2. Funds are hereby appropriated for four (4) positions created by amendment to the Annual Salary Ordinance (Board of Supervisors File No. 102-91-11) as follows:

Fund: General Fund

Department: Police

Classification:	RATE	CREATED
2819 N Assistant Health Educator	$1,414 B $1,809	1
9912 N Public Service Aide	604 B 604	2
9924 N Public Service Aide	781 B 781	1
	TOTAL	4

Approved As To Form
Louise H. Renne, City Attorney

BY: _____
Deputy City Attorney

Funds Available:

_____
Controller

Civil Service Commision:

BY: _____
General Manager, Personnel

Enclo.

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
December 9, 1991	December 16, 1991
Ayes: Supervisors Achtenberg Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Britt Hallinan Kennedy Maher Migden Shelley
Absent: Supervisors Alioto Britt Maher	Absent: Supervisors Gonzalez Hsieh Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
101-91-25

DEC 19 1991
Date Approved

Mayor

FILE NO. 101-91-27

ORDINANCE NO. 418-91

RO # 91106 SA # 29

(Government Funding)

APPROPRIATING $200,000 FOR CAPITAL IMPROVEMENT PROJECT (CIVIC CENTER POWER HOUSE SAFETY IMPROVEMENTS), PUBLIC WORKS FOR FISCAL YEAR 1991-92; PLACING $160,000 ON RESERVE.

11/27/91 jlb

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1991-92 as follows:

Department And Number	Source Of Funds And Purpose of Appropriation	Amount Debit	Amount Credit
02-331	Special Revenue Fund		
90-06-00	Public Works - Engineering		
Project 114-01	Real Property		
G.L. 312 (003467)	Reserve For Contingencies	$200,000	
Subisidiary 114007	Department of Public Works		
49-4900 ( )	Revenue Transfer Out to - #01-005		
	General Fund - Project		$200,000
01-005	General Fund - Project		
Project 663-01	Civic Center Power House		
	Safety Improvements		
20-2030 (770289)	Capital Improvement Project	$200,000	
99-9990 ( )	Revenue Transfer In From #02-331, Special Revenue Fund		$200,000

Section 2. Funds in the amount of $160,000 for construction costs are hereby placed on reserve pending selection of contractor and MBE/WBE status of contractor, to be released by the Finance Committee.

11/27/91 jlb

APPROVED AS TO FORM:

BY: Deputy City Attorney

Funds Available.

Controller

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
December 9, 1991	December 16, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Britt Hallinan Kennedy Maher Migden Shelley
Absent: Supervisors Britt Maher	Absent: Supervisors Gonzalez Hsieh Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 101-91-27

DEC 19 1991

Date Approved

Mayor

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FILE NO. 102-91-5 ORDINANCE NO. 419-91

PUBLIC EMPLOYMENT SAL.ORD.AMEND.NO. 3

AMENDING ORDINANCE NO. 304-91 (ANNUAL SALARY ORDINANCE, 1991-92) REFLECTING THE ADDITION OF ONE POSITION AND THE DELETION OF ONE POSITION IN THE DEPARTMENT OF PUBLIC HEALTH, SAN FRANCISCO GENERAL HOSPITAL, FOR THE 1987 MENTAL HEALTH SKILLED NURSING FACILITY BOND PROGRAM.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated section and items of Ordinance No. (Annual Salary Ordinance, 1991-92) are hereby amended so that the same shall read as follows:

(Amendment)	No. Pos.	Class & Item No.	Class Title	Compensation Schedule
		Dept.: 86	San Francisco General Hospital	
		Division: 00	San Francisco General Hospital	
		Section: 00	San Francisco General Hospital	
		Program: 4101	Acute Operations	
		Fund: 36099	Hospital Work Order Fund	
		Index: 460139	SFGH IDWO EXP	
		Proj/Phase: 000/00	Unassigned Title	
		Object: 001	Permanent Salaries-Miscellaneous	
1 added	1	A942 L	Senior Associated Administrator.....J,SC	$3295B4006
1 abolished	0	A942 W	Senior Associated Administrator.....J,SC	3295B4006

APPROVED AS TO CLASSIFICATION:
CIVIL SERVICE COMMISSION

GENERAL MANAGER, PERSONNEL

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

BY: DEPUTY CITY ATTORNEY

NO. 3

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
December 9, 1991	December 16, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Britt Hallinan Kennedy Maher Migden Shelley
Absent: Supervisors Britt Maher	Absent: Supervisors Gonzalez Hsieh Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 102-91-5

DEC 19 1991
Date Approved

Mayor

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FILE NO. 102-91-9 ORDINANCE NO. 420-91

PUBLIC EMPLOYMENT SAL.ORD.AMEND.NO. 7

AMENDING ORDINANCE NO. 304-91 (ANNUAL SALARY ORDINANCE, 1991-92) REFLECTING THE ADDITION OF ONE POSITION IN THE PUBLIC UTILITIES COMMISSION, MUNICIPAL RAILWAY.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated section and items of Ordinance No. 304-91 (Annual Salary Ordinance, 1991-92) are hereby amended so that the same shall read as follows:

(Amendment)	No. Pos.	Class & Item No.	Class & Title	Compensation Schedule
		Dept.	35 Municipal Railway	
		Division:	01 Transportation	
		Section:	01 Support Services	
		Program:	2621 Muni-General Management	
		Fund:	31560 Video Production Fund	
		Index:	560185 Video Production Fund Expenditures	
		Proj/Phase:	001/01 Video Production Fund	
		Object:	001 Permanent Salaries-Misc.	
1 added	1	1771 D	Media Production Specialist.....SC	$1226B1484

APPROVED AS TO CLASSIFICATION:
CIVIL SERVICE COMMISSION

GENERAL MANAGER, PERSONNEL

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

By: Theodore R. Lakey
DEPUTY CITY ATTORNEY

NO. 7

Board of Supervisors, San Francisco

Passed for Second Reading

December 9, 1991

Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward

Absent: Supervisors Britt Maher

Finally Passed

December 16, 1991

Ayes: Supervisors Achtenberg Alioto Britt Hallinan Kennedy Maher Migden Shelley

Absent: Supervisors Gonzalez Hsieh Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 102-91-9

DEC 19 1991
Date Approved

Mayor

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FILE NO. 102-91-10

PUBLIC EMPLOYMENT

ORDINANCE NO. 421-91

SAL.ORD.AMEND.NO. 8

AMENDING ORDINANCE NO. 304-91 (ANNUAL SALARY ORDINANCE, 1991-92) REFLECTING THE ADDITION OF ONE POSITION IN THE POLICE DEPARTMENT.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated section and items of Ordinance No. 304-91 (Annual Salary Ordinance, 1991-92) are hereby amended so that the same shall read as follows:

(Amendment)	No. Pos.	Class & Item No.	Class Title	Compensation Schedule
		Dept.: 38	Police Commission	
		Division: 04	SFPD Department Wide Support & Admin.	
		Section: 26	SFPD Department Wide Support & Admin.	
		Program: 1126	SFPD Department Wide Support & Admin.	
		Fund: 01001	General Fund	
		Index: 581058	Files-G/F	
		Proj./Phase: 001/00	Unassigned Title	
		Object: 001	Permanent Salaries-Misc.	
1 added	1	5320 A	Illustrator and Art Designer.....SC	$1463B1773

APPROVED AS TO CLASSIFICATION:
CIVIL SERVICE COMMISSION

John J. Walsh
GENERAL MANAGER, PERSONNEL

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

By: Theodore R Lakey
DEPUTY CITY ATTORNEY

NO. 8

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
December 9, 1991	December 16, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Britt Hallinan Kennedy Maher Migden Shelley
Absent: Supervisors Britt Maher	Absent: Supervisors Gonzalez Hsieh Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

File No.
102-91-10

DEC 19 1991
Date Approved

Mayor

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FILE NO. 102-91-11

PUBLIC EMPLOYMENT

ORDINANCE NO. 422-91

SAL.ORD.AMEND.NO. 9

AMENDING ORDINANCE NO. 304-91 (ANNUAL SALARY ORDINANCE, 1991-92) REFLECTING THE ADDITION OF FOUR POSITIONS IN THE DEPARTMENT OF PUBLIC HEALTH, CENTRAL OFFICE FOR HIV YOUTH OUTREACH BY THE AIDS OFFICE.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated section and items of Ordinance No. 304-91 (Annual Salary Ordinance, 1991-92) are hereby amended so that the same shall read as follows:

(Amendment)	No. Pos.	Class & Item No.	Class & Title	Compensation Schedule
		Dept.:	83 Public Health Central Office	
		Division:	03 AIDS	
		Section:	01 AIDS Administrative Office	
		Program:	4120 Public Health AIDS	
		Fund:	01001 General Fund	
		Index:	732388 AIDS Administrative Office	
		Proj/Phase:	000/00 Unassigned Title	
		Object:	001 Permanent Salaries-Miscellaneous	
1 added	1	2819 N	Assistant Health Educator.....SC	$1414B1714
2 added	2	9912 N	Public Service Aide-Technical.....SC	604B604
1 added	1	9924 N	Public Service Aide-Health Services.....SC	781B781

APPROVED AS TO CLASSIFICATION:
CIVIL SERVICE COMMISSION

John J. Walsh
GENERAL MANAGER, PERSONNEL

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

By: Theodore R. Lakey
DEPUTY CITY ATTORNEY

NO. 9

Board of Supervisors, San Francisco

Passed for Second Reading

December 9, 1991

Ayes: Supervisors Achtenberg Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward

Absent: Supervisors Alioto Britt Maher

Finally Passed

December 16, 1991

Ayes: Supervisors Achtenberg Alioto Britt Hallinan Kennedy Maher Migden Shelley

Absent: Supervisors Gonzalez Hsieh Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 102-91-11

DEC 19 1991
Date Approved

Mayor

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FILE NO. 127-91-13 ORDINANCE NO. 423-91

[Business/Payroll Expense Tax Exemptions]

AMENDING ARTICLE 12-A OF PART III OF SAN FRANCISCO MUNICIPAL CODE (PAYROLL EXPENSE TAX ORDINANCE) BY AMENDING SECTION 906 THEREOF TO EXEMPT FROM TAX ANY TENANT OF THE PORT OF SAN FRANCISCO WHOSE PRINCIPAL BUSINESS IS SHIP REPAIR AND WHOSE WORKFORCE CONSISTS OF AT LEAST THIRTY PERCENT SAN FRANCISCO RESIDENTS, AND TO ALSO EXEMPT ANY SUBCONTRACTOR OF ANY SUCH EXEMPT SHIP REPAIR BUSINESS WHOSE WORKFORCE CONSISTS OF AT LEAST THIRTY PERCENT SAN FRANCISCO RESIDENTS, PROVIDED THAT IT DERIVES AT LEAST SEVENTY PERCENT OF ITS REVENUES FROM THE SHIP REPAIR INDUSTRY; AND AMENDING ARTICLE 12-B OF PART III OF THE SAN FRANCISCO MUNICIPAL CODE (BUSINESS TAX ORDINANCE) BY ADDING SECTION 10054 THERETO TO EXEMPT FROM TAX ANY TENANT OF THE PORT OF SAN FRANCISCO WHOSE PRINCIPAL BUSINESS IS SHIP REPAIR AND WHOSE WORKFORCE CONSISTS OF AT LEAST THIRTY PERCENT SAN FRANCISCO RESIDENTS, AND TO ALSO EXEMPT ANY SUBCONTRACTOR OF ANY SUCH EXEMPT SHIP REPAIR BUSINESS WHOSE WORKFORCE CONSISTS OF AT LEAST THIRTY PERCENT SAN FRANCISCO RESIDENTS, PROVIDED THAT IT DERIVES AT LEAST SEVENTY PERCENT OF ITS REVENUES FROM THE SHIP REPAIR INDUSTRY; OPERATIVE DATE OF JULY 1, 1992, AND EXPIRING JUNE 30, 1994.

NOTE: Additions or substitutions are <u>underlined</u>; deletions are indicated by ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 12-A of Part III of the Municipal Code (Payroll Expense Tax Ordinance) is hereby amended by amending Section 906 thereof to read as follows:

SEC. 906. EXEMPTION PROVISIONS.

(a) Except as provided in Subsection (b) of this Section, an organization having a formally recognized exemption from income tax pursuant to Sections 501(c) or 501(d) or 401(a) of Title 26 of the United States Code, as qualified by Sections 502, 503 and 504 of Title 26 of the United States Code, shall be exempt from taxation under this ordinance.

(b) An organization otherwise exempt from taxation under Subsection (a) of this Section, if it receives unrelated business receipts, shall pay a Payroll Expense Tax equal to the amount arrived at by multiplying the tax which would have been due under this Section if the organization were not an exempt organization by the percentage which its unrelated business receipts bear to its total receipts.

(c) All Section of the United States Code shall mean thos Sections of the United States Code as they exist on the effective date of this ordinance.

(d) Blind persons licensed uder the provisions of Chapter 6A of Title 12 of the United States Code ("Vending Stands for Blind in Federal Buildings") and blind persons licensed under the provisions of Article 5 of Chapter 6 of Part 2 of Division 10 of the Welfare and Institutions Code of the State of California ("Business Enterprises for the Blind") need not include in the computation of payroll expense the first $15,000 of payroll expense in any one year which is attributable to the City and County of San Francisco. A blind person, within the meaning of this Section, shall mean a person having not more than 10 percent visual acuity in the better eye, with correction. Such blindness shall be certified by a licensed physician and surgeon who specializes in diseases of the eye, or by the Bureau of Vocational Rehabilitation of the Department of Education of the State of California, and the exemption provided by this Section shall not apply until a certificate as to such blindness shall be furnished to the Tax Collector.

/ / /

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(e) Skilled Nursing Facilities licensed under the provisions of Title 22, California Administrative Code, Division 5 ("Licensing and Certification of Health Facilities and Referral Agencies") Chapter 3 ("Skilled Nursing Facilities"), shall be exempt.

(f) The following persons are exempt from this tax, as provided in Section 1005.4, of Article 12-B : (1) Any tenant of the Port of San Francisco whose principal business is ship repair and whose workforce consists of at least thirty percent San Francisco residents, and (2) Any subcontractor of any such exempt ship repair business whose workforce consists of at least thirty percent San Francisco residents, provided that it derives at least seventy percent of its revenuse from the ship repair industry.

Section 2. Article 12-B of Part III of the San Francisco Municipal Code (Business Tax Ordinance) is hereby amended by adding Section 1005.4 thereto, to read as follows:

SEC. 1005.4. OTHER EXEMPTIONS. The following persons shall be exempt from fifty percent (50%) of this tax during fiscal year 1992-93 and exempt from one hundred percent (100%) of this tax during fiscal year 1993-94: (1) Any tenant of the Port of San Francisco whose principal business is ship repair and whose workforce consists of at least thirty percent San Francisco residents, and who provides evidence to the Tax Collector that at least sixty percent of its workforce that is enrolled in the San Francisco ship yard training center are San Francisco residents.

The Board of Supervisors in adopting these provisions establishes a goal for tenants of the Port that are eligible for such tax exemptions to increase the San Francisco residency of their respective workforces from 30% during 1992-93 to 35% during 1993-94 and document such increase by June 30, 1994.

Any subcontractor of any such exempt ship repair business whose workforce consists of at least thirty percent San Francisco residents, provided that it derives at least seventy percent of its revenues from the ship repair industry, shall be exempt from this tax.

Section 3. The Board of Supervisors hereby finds that the ship repair industry is a uniquely distressed and endangered industry in San Francisco, based upon the following facts:

1. During the last twenty-five years, the workforce of San Francisco's shipyards has gone from 20,000 workers to 400-500 workers.

2. Reduction of approximately 25% of government work due to decreased work scope (modernization and upgrades of existing ships has been greatly reduced).

3. Deactivation of four Fast Frigate Class ships homeported at Treasure Island.

4. Re-homeporting of USS MARS outside of San Francisco.

5. Potential loss of one aircraft carrier.

6. Closure of even one or two ship yards will cause existing Navy work to be bid coastwide since a minimum of two responsible bids must be received in order to satisfy the rule of adequate competition.

Section 4. The tax exemptions contained in this legislation for the ship repair industry, and its subcontractors, shall expire on June 30, 1994.

Section 5. This ordinance shall become effective upon passage, as provided in Section 2.304 of the Charter, except that

the changes in fees and taxes provided for herein shall become operative on July 1, 1992 and be in effect through June 30, 1994, and shall not apply prior to or after said dates.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By: Theodore R. Lakey
Deputy City Attorney

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
December 9, 1991	December 16, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Britt Gonzalez Hsieh Kennedy Migden Shelley
Noes: Supervisor Hallinan	Noes: Supervisors Hallinan Maher
Absent: Supervisors Britt Maher	Absent: Supervisor Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John Taylor
Clerk

File No.
127-91-13

DEC 19 1991
Date Approved

Mayor

FILE NO. 173-91-9 ORDINANCE NO. 424-91

(Fifth Amendment to Terminal Operating Agreement)

APPROVAL OF FIFTH AMENDMENT WITH FRED F. NOONAN COMPANY INC. TO INCREASE SERVICE AREA AT SEAWALL LOT 349 AND TO PROVIDE FOR ANNUAL REPORTING PROCEDURES OF SUBLEASE REVENUES

BE IT ORDAINED BY THE PEOPLE OF THE CITY AND COUNTY OF SAN FRANCISCO:

Section 1

The Board of Supervisors finds that:

A. Section 3.581 of the City Charter authorizes the Port Commission to enter into contractual agreements for use of properties under its jurisdiction; and

B. Fred F. Noonan Company, Inc. operates the Marine Terminal at Pier 70 used to import and export automobiles and other cargoes through the Port of San Francisco under an Operating Agreement with the Port of San Francisco dating back to August 1, 1973. Said agreement has been subsequently amended in October 8, 1975, February 9, 1977, September 2, 1982 and May 27, 1987. A copy of the agreement and its amendments have been filed with the Federal Maritime Commission as required by the 1984 Shipping Act.

C. Due to operational needs, Noonan Company desires to increase the area of service which it currently operates at Seawall Lot 349 to include the eastern half of Building 3. Noonan agrees to report annual sublease revenues and expenses to the Port and the Port will collect a 50% share after deduction of expenses.

Section 2

NOW THEREFORE BE IT ORDAINED that the Board of Supervisors hereby approves the Fifth Amendment to the Terminal Agreement with Noonan Company, a copy of which is on file with the Clerk of the Board and hereby authorizes the Executive Director of the Port to execute the same on behalf of the Port in substantially the form attached hereto.

Approved as to form
LOUISE RENNE
City Attorney

by: _____
John Pizza, Deputy City Attorney

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
December 9, 1991	December 16, 1991
Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Hsieh Kennedy Migden Shelley Ward	Ayes: Supervisors Achtenberg Alioto Britt Hallinan Kennedy Maher Migden Shelley
Absent: Supervisors Britt Maher	Absent: Supervisors Gonzalez Hsieh Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
173-91-9

DEC 19 1991
Date Approved

Mayor

.6099

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Bindery Ltd
2012